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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



JOHN R. ASHCROFT

SECRETARY OF STATE

**MISSOURI
REGISTER**

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MISSOURI REGISTER



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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1 Department	CSR	10- Agency, Division	1. General area regulated	010 Specific area regulated

They are properly cited by using the full citation, i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

allow for collection of a permit fee. The reduced tonnage fee and the absence of a permit fee would result in a forty-five point eight percent (45.8%) loss in total revenue to administer the Missouri Fertilizer Law. This emergency rule is necessary to preserve a compelling governmental interest to ensure adequate funding to administer the requirements of the Missouri Fertilizer Law. A proposed rule, which covers the same material is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The Fertilizer Control Board believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 24, 2017, becomes effective June 3, 2017, and expires November 29, 2017.

(1) The Fertilizer Control Board was created by Senate Bill 655, Second Regular Session, 98th General Assembly, 2016. All fertilizer fees collected by the Director of the Agricultural Experiment Station (a unit of the University of Missouri) shall be utilized by the board. Board membership is determined by the by-laws of the board. The board shall—

- (A) Determine the method and amount of fees to be assessed;
- (B) Adopt, amend, promulgate, or repeal rules and regulations to administer, implement, and enforce the Missouri Fertilizer Law;
- (C) Exercise general supervision of the administration and enforcement of the Missouri Fertilizer Law;
- (D) Provide systems of registry, field inspections, laboratory analysis, penalty and enforcement procedures, and publications of results necessary to assure the quality of fertilizers offered for sale in this state;
- (E) Pursue research, educational, and outreach programs; and
- (F) Retain, employ, provide for, and compensate such consultants, assistants, and other employees on a full- or part-time basis and contract for goods and services as may be necessary.

(2) For information concerning the Fertilizer Control Board and administration of the Missouri Fertilizer Law, the public may visit, or write to, 428 E. Capitol Street, Suite 303, Jefferson City, MO 65102 or call (573) 636-6131.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. A proposed rule covering this same material is published in this issue of the Missouri Register.

Title 6—DEPARTMENT OF HIGHER EDUCATION Division 255—Fertilizer Control Board Chapter 1—Organization and Description

EMERGENCY RULE

6 CSR 255-1.010 General Organization

PURPOSE: The purpose of this rule is to comply with section 536.023, RSMo which requires each agency to adopt, as a rule, a description of its operation and the methods whereby the public may obtain information or make submissions or requests.

EMERGENCY STATEMENT: This emergency rule is necessary to prevent a budget shortfall by the newly created Fertilizer Control Board. This rule increases the tonnage fee from the default thirty cents (\$0.30) per ton to sixty cents (\$0.60) per ton, establishes a fifty dollar (\$50) minimum reporting fee, and allows for the continued collection of a permit fee. Senate Bill 655, Second Regular Session, 98th General Assembly, 2016 (SB655) amended the Missouri Fertilizer Law. The Missouri Fertilizer Law already allowed for collection of a tonnage fee from fertilizer distributors. 6 CSR 250-II.040, established by rule, set a tonnage fee of fifty cents (\$0.50). SB655 amended the Missouri Fertilizer Law and allows a tonnage fee of thirty cents to one dollar (\$0.30 to \$1.00) per ton, but in the absence of a rule, the tonnage fee drops from fifty cents to thirty cents (\$0.50 to \$0.30). 6 CSR 250-II.070, established by rule, set a permit fee from fertilizer distributors. But in the absence of a rule, the amended statute did not

Title 6—DEPARTMENT OF HIGHER EDUCATION Division 255—Fertilizer Control Board Chapter 10—Administration of Missouri Fertilizer Law

EMERGENCY RULE

6 CSR 255-10.010 Tonnage Fee

PURPOSE: This rule sets forth the tonnage fee to be paid by fertilizer distributors.

EMERGENCY STATEMENT: This emergency rule is necessary to prevent a budget shortfall by the newly created Fertilizer Control Board. This rule increases the tonnage fee from the default thirty cents (\$0.30) per ton to sixty cents (\$0.60) per ton, establishes a fifty dollar (\$50) minimum reporting fee, and allows for the continued collection of a permit fee. Senate Bill 655, Second Regular Session, 98th General Assembly, 2016 (SB655) amended the Missouri Fertilizer Law. The Missouri Fertilizer Law already allowed for collection of a tonnage fee from fertilizer distributors. 6 CSR 250-II.040, established by rule, set

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(1) The fee provided to be established by this rule under section 266.331, RSMo, shall be sixty cents (60¢) for each ton of fertilizer reported with a minimum reporting fee of fifty dollars (\$50) per reporting period. The last registered distributor selling fertilizer for use in Missouri shall be responsible for payment to the director of the fee provided by this rule.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. A proposed rule covering this same material is published in this issue of the **Missouri Register**.

Title 6—DEPARTMENT OF HIGHER EDUCATION
Division 255—Fertilizer Control Board
Chapter 10—Administration of Missouri Fertilizer Law

EMERGENCY RULE

6 CSR 255-10.020 Permit Fee

PURPOSE: This rule sets forth the permit fee to be paid by fertilizer distributors.

EMERGENCY STATEMENT: This emergency rule is necessary to prevent a budget shortfall by the newly created Fertilizer Control Board. This rule increases the tonnage fee from the default thirty cents (\$0.30) per ton to sixty cents (\$0.60) per ton, establishes a fifty dollar (\$50) minimum reporting fee, and allows for the continued collection of a permit fee. Senate Bill 655, Second Regular Session, 98th General Assembly, 2016 (SB655) amended the Missouri Fertilizer Law. The Missouri Fertilizer Law already allowed for collection of a tonnage fee from fertilizer distributors. 6 CSR 250-II.040, established by rule, set a tonnage fee of fifty cents (\$0.50). SB655 amended the Missouri Fertilizer Law and allows a tonnage fee of thirty cents to one dollar (\$0.30 to \$1.00) per ton, but in the absence of a rule, the tonnage fee drops from fifty cents to thirty cents (\$0.50 to \$0.30). 6 CSR 250-II.070, established by rule, set a permit fee from fertilizer distributors. But in the absence of a rule, the amended statute did not allow for collection of a permit fee. The reduced tonnage fee and the absence of a permit fee would result in a forty-five point eight percent (45.8%) loss in total revenue to administer the Missouri Fertilizer Law. This emergency rule is necessary to preserve a compelling governmental interest to ensure adequate funding to administer the requirements of the Missouri Fertilizer Law. A proposed rule, which covers the same material is published in this issue of the **Missouri Register**. The scope of this emergency rule is limited to circumstances

creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The Fertilizer Control Board believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 24, 2017, becomes effective June 3, 2017, and expires November 29, 2017.

(1) New applications for permits as well as renewal applications shall be accompanied by the annual permit fee of one hundred dollars (\$100). The director shall collect fees and hold all fees in a separate fund that shall be utilized by the Fertilizer Control Board.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. A proposed rule covering this same material is published in this issue of the **Missouri Register**.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

EMERGENCY RESCISSON

15 CSR 30-3.010 Voter Identification Affidavit. This rule set out the identification requirements a potential voter must reach before being allowed to vote.

PURPOSE: This rule is being rescinded because the amendments to section 115.427, RSMo, effective June 1, 2017, do not allow a voter to be personally identified by election judges in lieu of having voter identification.

EMERGENCY STATEMENT: The secretary of state's office determined that this rescission is necessary to preserve a compelling governmental interest of ensuring the lawful and orderly conduct of elections and the integrity of elections.

The authority for this rescission is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6, authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section 115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, rescinding the rule through the non-emergency process would not result in it being effective for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free

Missouri non-driver's license for voting. Rescission of this rule is needed as it is no longer allowed in the law.

Local election authorities need the guidance provided by the rescission of this rule to conduct their upcoming elections, and the secretary of state's office and the citizens need a companion emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for the rescission of this rule and therefore the filing of this rescission as an emergency rescission. A proposed rescission covering the same material is published in this issue of the Missouri Register. The scope of the emergency rescission is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state's office believes this emergency rescission is fair to all interested persons and parties under the circumstances. This emergency rescission was filed May 22, 2017, becomes effective June 1, 2017, and expires February 22, 2018.

AUTHORITY: section 115.427, RSMo Supp. 2002. Emergency rule filed Oct. 11, 2002, effective Oct. 21, 2002, expired April 18, 2003. Original rule filed Oct. 18, 2002, effective April 30, 2003. Emergency rescission filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. A proposed rescission covering this same material is published in this issue of the Missouri Register.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

EMERGENCY RULE

15 CSR 30-3.020 Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law

PURPOSE: *This rule requires the secretary of state to provide provisional ballot envelopes for provisional ballots under section 115.457, RSMo, sets forth the contents of the envelope, and explains when a registered voter must be allowed to cast a provisional ballot.*

EMERGENCY STATEMENT: *The secretary of state's office determined that this rule is necessary to preserve a compelling governmental interest of ensuring the lawful and orderly conduct of elections and the integrity of elections.*

The authority for this rule is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6, authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section 115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, promulgating the rule through the non-emergency process would not result in it being in place for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free Missouri non-driver's license for voting.

Local election authorities need the guidance provided by this rule to conduct their upcoming elections, and the secretary of state's office and the citizens need a companion emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for this rule and therefore the filing of this rule as an emergency rule. A proposed rule covering the same material is published in this issue of the Missouri Register. The scope of the emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state's office believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 22, 2017, becomes effective June 1, 2017, and expires February 22, 2018.

(1) The secretary of state shall produce one (1) size of envelope for provisional ballots for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo (voter ID provisional ballot) and distribute them to each election authority.

(A) The envelope shall be fourteen and one-half inches by nine and one-fourth inches (14 1/2" x 9 1/4"). All envelopes for voter ID provisional ballots shall be printed on a color of paper distinguishable from the provisional ballot envelope provided under section 115.430, RSMo and 15 CSR 30-8.010.

(B) The envelope shall include the following:

1. Spaces for the voter's full name, residential and mailing address, date of birth, last four (4) digits of his or her Social Security number, and optional daytime telephone number;
2. A statement for the voter to read setting forth the requirement for his or her vote to be counted under subsection 4 of section 115.427, RSMo;
3. A space for the voter's signature and the date; and
4. A section to be completed by election judges stating that the voter was allowed to cast a voter ID provisional ballot, with the printed name of the voter, election date, polling place number, and the signatures of the election judges.

(2) A voter ID provisional ballot shall be provided to a voter if the following requirements are met:

(A) The voter—

1. Does not present a form of identification set forth in subsection 1 of section 115.427, RSMo or a form of identification set forth in subsection 2 of section 115.427, RSMo; or

2. Presents one (1) of the forms of identification set forth in subsection 2 of section 115.427, RSMo, but chooses not to execute the statement as set forth in subsection 3 of section 115.427, RSMo; and

(B) The election judge examines the precinct register and determines the voter is otherwise eligible to vote; and

(C) The voter provides the information and signs the statement on the envelope for voter ID provisional ballot (voter ID provisional ballot envelope).

(3) The election judges shall witness the signature of the voter affirming the information and statement on the voter ID provisional ballot.

(4) Once the voter ID provisional ballot is voted, it shall be placed in

a voter ID provisional ballot envelope and sealed. The sealed envelope shall be placed in the area designated for such envelopes.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

EMERGENCY RULE

15 CSR 30-3.030 Procedures for Registered Voters Returning to the Polling Place with Identification

PURPOSE: This rule sets forth acceptable procedures for local election authorities to follow when a registered voter who cast a provisional ballot returns to the polling place before the polling place closes with personal identification and wants to cast a regular ballot.

EMERGENCY STATEMENT: The secretary of state's office determined that this rule is necessary to preserve a compelling governmental interest of ensuring the lawful and orderly conduct of elections and the integrity of elections.

The authority for this rule is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6, authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section 115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, promulgating the rule through the non-emergency process would not result in it being in place for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free Missouri non-driver's license for voting.

Local election authorities need the guidance provided by this rule to conduct their upcoming elections, and the secretary of state's office and the citizens need a companion emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for this rule and therefore the filing of this rule as an emergency rule. A proposed rule covering the same material is published in this issue of the Missouri

Register. The scope of the emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state's office believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 23, 2017, becomes effective June 2, 2017, and expires February 22, 2018.

(1) If a voter that completed a photo ID provisional ballot and envelope returns to the polling place during the uniform polling hours established by section 115.407, RSMo, and provides a form of identification set forth in subsection 1 of section 115.427, RSMo, one (1) of the following procedures shall be followed, at the choice of the election authority, but the chosen procedure shall be used at all polling places within the jurisdiction of the local election authority –

(A) The election judges may retrieve the identified voter's provisional ballot for registered voter (voter ID provisional ballot) envelope, hand it to the voter, who opens it and returns the empty envelope to the election judge, and then casts his or her ballot as a regular ballot by placing it in a precinct counter or regular ballot box. If the local election authority uses provisional ballots that are marked so that they will not be accepted by a precinct scanner, it may spoil the provisional ballot and issue the voter a regular ballot that can be cast by placing it in a precinct counter; or

(B) The election judges may complete and sign a document identifying the voter, stating the voter returned with the required form of identification, and place that document with the sealed voter ID provisional ballots for processing as provided in 15 CSR 30-3.040.

(2) If the method in subsection (1)(A) of this rule is used, the election authority shall ensure that the voter ID provisional ballot envelope is marked as to the reason the ballot was counted and is retained as ballot material.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 23, 2017, effective June 2, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

EMERGENCY RULE

15 CSR 30-3.040 Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping

PURPOSE: This rule sets forth the procedures for identity verification of registered voters casting a voter ID provisional ballot and for marking, counting, recording, and storing voter ID provisional ballot materials.

EMERGENCY STATEMENT: The secretary of state's office determined that this rule is necessary to preserve a compelling governmental interest of ensuring the lawful and orderly conduct of elections and the integrity of elections.

The authority for this rule is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6, authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section

115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, promulgating the rule through the non-emergency process would not result in it being in place for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free Missouri non-driver's license for voting.

Local election authorities need the guidance provided by this rule to conduct their upcoming elections, and the secretary of state's office and the citizens needs a companion emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for this rule and therefore the filing of this rule as an emergency rule. A proposed rule covering the same material is published in this issue of the Missouri Register. The scope of the emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The secretary of state's office believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 22, 2017, becomes effective June 1, 2017, and expires February 22, 2018.

(1) Except for voters returning to the polling place with a form of identification set forth in subsection 1 of section 115.427, RSMo, who may be allowed to then cast a regular ballot pursuant to 15 CSR 30-3.030, provisional ballots for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo (voter ID provisional ballot) shall be processed and counted in the following manner:

(A) The identity of the person completing the voter ID provisional ballot envelope shall be verified according to the requirements of subsection 4 of section 115.427, RSMo (identity verification);

(B) Upon the election authority's determination whether the voter's identity is verified, each provisional envelope (or a photocopy of same) shall be marked "rejected" or "accepted," with reason for rejection or acceptance noted;

(C) After identity verification, accepted voter ID provisional ballot envelopes shall be kept separate from rejected voter ID provisional ballot envelopes;

(D) Rejected voter ID provisional ballot envelopes shall remain sealed and the ballot not counted;

(E) Accepted voter ID provisional ballot envelopes shall be opened and the ballots counted, ensuring—

1. The counting of voter ID provisional ballots is done by a bipartisan team;
2. A voter's ballot selections remain private;
3. Accepted ballots are counted in accordance with the rules governing ballot tabulation; and
4. The vote is tallied and the returns made as provided in sections 115.447 to 115.525, RSMo, for paper ballots; and

(F) Voter ID provisional envelopes and ballots and the processing of same must be properly accounted for through recordkeeping.

(2) A local election authority may choose to follow procedures substantially similar to those followed for processing regular provisional ballots set forth in section 115.430, RSMo and 15 CSR 30-8.020, but is not required to do so, as long as the process meets the requirements of subsections (1)(A) through (F) of this rule, and sections (3), (4), and (5) of this rule.

(3) After the votes on all accepted voter ID provisional ballots have been counted, the approved ballots, ballot envelopes (and, if applicable, copies of ballot envelopes) with the identity verification information and determination provided by the election authority shall be enclosed in sealed containers marked "voted voter ID provisional ballots and ballot envelopes from the election held _____, 20 _____. All rejected voter ID provisional ballots, ballot envelopes, and copies of ballot envelopes (and, if applicable, copies of ballot envelopes) with the identity verification information and determination provided by the election authority shall be enclosed in sealed containers marked "rejected voter ID provisional ballots and ballot envelopes from the election held _____, 20 _____. On the outside of each voted ballot and rejected ballot container, each member of the bi-partisan team shall write their name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the voter ID provisional vote.

(4) The local election authority shall record on a voter ID provisional ballot acceptance/rejection list the voter ID provisional ballot identification number and a notation marking it as accepted or rejected.

(5) The certificate of ballot cards shall—

(A) Reflect the number of voter ID provisional ballot envelopes delivered; and

(B) Reflect the number of sealed voter ID provisional envelopes with voted ballots counted.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

**Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification**

EMERGENCY RULE

15 CSR 30-3.050 Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted

PURPOSE: This rule describes the procedure by which a registered voter who cast a voter ID provisional ballot can find out whether his or her ballot was counted or rejected.

EMERGENCY STATEMENT: The secretary of state's office determined that this rule is necessary to preserve a compelling governmental interest of ensuring the lawful and orderly conduct of elections and the integrity of elections.

The authority for this rule is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6,

authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section 115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, promulgating the rule through the non-emergency process would not result in it being in place for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free Missouri non-driver's license for voting.

Local election authorities need the guidance provided by this rule to conduct their upcoming elections, and the secretary of state's office and the citizens needs a companion emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for this rule and therefore the filing of this rule as an emergency rule. A proposed rule covering the same material is published in this issue of the *Missouri Register*. The scope of the emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state's office believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 22, 2017, becomes effective June 1, 2017, and expires February 22, 2018.

(1) Provisional ballot envelopes provided by the secretary of state's office for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo, (voter ID provisional ballots) will have a tear away section containing a unique identification number and a toll-free phone number.

(2) Individuals who cast voter ID provisional ballots may, after the election results have been certified, call the toll-free phone number provided to them on the tear away section of their provisional ballot envelope. This toll-free phone number will be maintained and operated by the secretary of state's office. Only individuals who have cast provisional ballots are permitted to use this service to verify the status of their own provisional ballot.

(3) Upon receiving calls from provisional voters on the toll-free provisional ballot inquiry line, the secretary of state's office shall transfer the call to the appropriate local election authority.

(4) The local election authority shall, using the provisional voter's unique provisional voting identification number from the tear away section of the provisional ballot envelope, inform the voter of whether or not their provisional ballot was counted or rejected.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the *Missouri Register*.

Title 15—ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 3—Voter Identification

EMERGENCY RULE

15 CSR 30-3.100 Procedures for Obtaining One (1) Copy of Documents Needed to Obtain Free Personal Identification for Voting

PURPOSE: This rule describes when and how the secretary of state's office will pay for documents needed by a person in order to obtain a free non-driver's license for the purpose of voting.

EMERGENCY STATEMENT: The secretary of state's office determined that this rule is necessary to preserve a compelling governmental interest of ensuring that citizens seeking public documents in order to obtain a free identification to use for voting know what the Secretary of State's Office will cover financially.

The authority for this rule is section 115.427, RSMo 2016 (voter identification law). Amendments to the section are in House Bill 1631, which was adopted by the General Assembly in 2016, but vetoed. The veto was overridden, but the statute would not become effective unless Missouri voters approved a constitutional amendment authorizing photo identification requirements for elections. On November 8, 2016, the voters adopted Constitutional Amendment 6, authorizing photo identification for elections. The effective date of the statute is June 1, 2017; however, subsection (6) of section 115.427, RSMo states if there is an insufficient appropriation of state funds, the personal identification requirements shall not be enforced. House Bill 12, the appropriations bill for Fiscal Year 2018 that includes the secretary of state's office, was passed on May 4, 2017.

The voter identification law applies to all public elections in Missouri. The City of St. Louis is conducting an aldermanic special election on July 11, 2017. There is a state special election for one (1) house seat and one (1) senate seat on August 8, 2017, a date on which there are also multiple local elections being conducted.

Given the contingent effective date of the law and the necessity for an appropriation in order for it to be enforced, promulgating the rule through the non-emergency process would not result in it being in place for the July and August 2017 elections.

Subsection (9) of section 115.427, RSMo authorizes the secretary of state to promulgate rules to effectuate its provisions. Two (2) aspects of the law require rulemaking to implement: 1) the provisional voting to be available to registered voters who do not show the identification as set forth in the law or do not sign a statement that they have no photo identification; and 2) the requirement that the secretary of state pay fees charged by other states, any court, or the federal government, so that a person without certain photo identification has the records he or she needs in order to obtain a free Missouri non-driver's license for voting.

The secretary of state's office and the citizens need this emergency rule so that people can obtain documents needed in order to obtain a free Missouri non-driver's license for voting purposes and local election authorities need the guidance provided by companion emergency rules to conduct their upcoming elections.

The secretary of state's office finds there is a compelling governmental interest that requires an early effective date for this rule and therefore the filing of this rule as an emergency rule. A proposed rule covering the same material is published in this issue of the *Missouri Register*. The scope of the emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. The secretary of state's office believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed May 22, 2017, becomes effective June 1, 2017, and expires February 22, 2018.

(1) Definitions. As used in this rule—

(A) "Another state's documents" means the following documents issued by a state of the United States other than Missouri:

1. A birth certificate;
2. A marriage license or certificate;
3. A divorce decree;
4. A certificate of decree of adoption; and
5. A court order changing a person's name;

(B) "Eligible individual" means a resident of Missouri who meets the following requirements:

1. Is seeking to obtain one (1) free non-driver's license in order to vote in Missouri; and
2. Needs federal documents, Missouri documents, or another state's documents in order to obtain a Missouri non-driver's license; and
3. Is seventeen (17) years of age or older; and
4. Does not have a non-expired Missouri driver's license (according to state records); and
5. Does not have a non-expired or non-expiring Missouri non-driver's license (according to state records);

(C) "Federal documents" means a Social Security card reflecting an updated name or naturalization papers or other documents from the United States Department of State proving U.S. citizenship;

(D) "Free personal identification in order to vote" means a non-expired or non-expiring Missouri non-driver's license provided for free by the Missouri Department of Revenue or any Missouri license office under section 115.427.6(1), RSMO;

(E) "Missouri documents" means the following documents issued by the state of Missouri:

1. A birth certificate;
2. A marriage license or certificate;
3. A divorce decree;
4. A certificate of decree of adoption; and
5. A court order changing a person's name.

(2) The secretary of state's office will pay for the following:

(A) Any fee charged by another state for another state's documents for eligible individuals, limited to one (1) copy of a document, if the document is needed by the eligible individual in order to obtain free personal identification in order to vote;

(B) Any fee charged by the federal government for federal documents for eligible individuals, limited to one (1) copy of a document, if the document is needed by the eligible individual in order to obtain free personal identification in order to vote; and

(C) Any fee charged by a Missouri state court for a Missouri document for eligible individuals, limited to one (1) copy of a document, if the document is needed by the eligible individual in order to obtain free personal identification in order to vote.

(3) The secretary of state will not pay for—

- (A) A Missouri non-driver's license;
- (B) Federal documents, Missouri documents, or another state's documents sought by an individual to obtain or renew a Missouri driver's license; or
- (C) Birth certificates that can be obtained free of charge through the Missouri Department of Health and Senior Services.

(4) In order for the secretary of state's office to pay for a document, the eligible individual must cooperate with the secretary of state's office to obtain the document, providing any information needed by the secretary of state's office to facilitate obtaining the document and for the secretary of state's office to directly pay for the document. This information may include, but is not limited to, the eligible individual's full name, date of birth, residence and mailing addresses, last four (4) digits of his or her Social Security number, telephone numbers, and e-mail addresses.

(5) If an eligible individual does not cooperate with the secretary of state's office to obtain a copy of the documents identified in subsec-

tions (4)(A) through (C) pursuant to section (6), but seeks reimbursement from the secretary of state for costs of the documents they obtained by themselves, the secretary of state may provide reimbursement if the eligible individual provides his or her full name, date of birth, residence and mailing addresses, last four (4) digits of his or her Social Security number, and a genuine numbered receipt issued by the applicable government entity that contains all of the following information:

- (A) Name of governmental entity from which document was obtained;
- (B) Name and address of the eligible individual;
- (C) Type of document that was provided (e.g., birth certificate, divorce decree, marriage certificate, etc.); and
- (D) The amount paid to the governmental entity for the document. The secretary of state may reject any requests for direct reimbursement at their discretion.

(6) If the Department of Revenue's records show an individual has a non-expired Missouri driver's license or a non-expired or non-expiring Missouri non-driver's license, the individual will be considered eligible by the secretary of state's office only if the person executes a statement, under penalty of perjury, to the secretary of state's office that his or her license has been lost, stolen, or destroyed, and the individual meets the requirements of paragraphs (1)(B)1. through 3. above.

AUTHORITY: section 115.427, RSMO 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. A proposed rule covering this same material is published in this issue of the Missouri Register.

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbol under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

PROPOSED AMENDMENT

3 CSR 10-7.431 Deer Hunting Seasons: General Provisions. The commission proposes to amend paragraph (5)(D)2. and section (10) of this rule.

PURPOSE: *This amendment aligns the Wildlife Code with recent statutory changes in regards to the constitutional carry of a concealable firearm. Furthermore, this amendment aligns this rule with other portions of the Wildlife Code in regards to use of paperless permitting.*

(5) Deer Hunting Methods.

(D) Prohibited, in use or possession:

1. Methods restricted by local ordinance;
2. Self-loading firearms with capacity of more than eleven (11) cartridges in magazine and chamber combined with the exception of *[concealed] concealable firearms [carried by persons issued a valid concealed carry permit and any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C)]*, as defined in Chapter 571, RSMo. *[(Firearms possessed under this exception may not be used to take wildlife while deer hunting. [Proof of this exception must be carried while hunting.])*;
3. Ammunition propelling more than one (1) projectile at a single discharge, such as buckshot;
4. Full hard metal case projectiles;
5. Fully automatic firearms; and
6. Electronic calls or electronically activated calls.

(10) Hunters who take a deer shall void their permit immediately by notching the month and date of harvest and shall keep the deer separate or distinctly identifiable from deer taken or possessed by another. When the deer is not personally attended and prior to reporting through the Telecheck Harvest Reporting System, the voided permit or **proper label** shall be attached to the deer. Deer may be possessed and transported only by the taker until reported through the Telecheck Harvest Reporting System. All deer taken shall be accurately reported by the taker or in the taker's immediate presence through the Telecheck Harvest Reporting System by 10:00 p.m. on the day taken. The Telecheck confirmation number shall be recorded immediately on the deer hunting permit. The deer shall remain intact or as a field-dressed carcass until the deer is reported through the Telecheck Harvest Reporting System. All deer shall be reported through the Telecheck Harvest Reporting System prior to processing or being removed from the state. After reporting through the Telecheck Harvest Reporting System, deer may be possessed, transported, and stored by anyone when labeled with the permit or any label that includes the full name and address of the taker, date taken, and Telecheck confirmation number.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.040, RSMo [2000] 2016. Original rule filed April 29, 2004, effective May 15, 2004. For intervening history, please consult the **Code of State Regulations**. Amended: Filed June 1, 2017.

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <http://short.mdc.mo.gov/Z49>. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

PROPOSED AMENDMENT

3 CSR 10-7.432 Deer: Archery Hunting Season. The commission

proposes to amend section (1) and remove subsections (1)(A) and (1)(B) of this rule.

PURPOSE: The amendment aligns the Wildlife Code with recent statutory changes in regards to the constitutional carry of a concealable firearm.

(1) The archery deer hunting season is September 15 through January 15, excluding the November portion of the firearms deer hunting season. Use archery methods only; firearms may not be possessed *[with the following exceptions]* except any person may carry concealable firearms, as defined in Chapter 571, RSMo, on or about his/her person while hunting. *[(/)]* Firearms possessed under *[these]* this exception/s] may not be used to take wildlife while archery hunting. *[Proof of this exception must be carried while hunting.]*

(A) Any person who has been issued a valid concealed carry permit and such permit has not been suspended, revoked, canceled, or denied; may carry concealed firearms on or about his/her person while hunting; and

(B) Any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C) may carry concealed firearms on or about his/her person while hunting.]

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.040, RSMo [2000] 2016. Original rule filed April 29, 2004, effective May 15, 2004. For intervening history, please consult the Code of State Regulations. Amended: Filed June 1, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <http://short.mdc.mo.gov/Z49>. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 3—DEPARTMENT OF CONSERVATION

Division 10—Conservation Commission

Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

PROPOSED AMENDMENT

3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits. The commission proposes to amend subsections (1)(B) and (1)(C), delete paragraphs (1)(B)1., (1)(B) 2., (1)(C)1., (1)(C)2., and amend section (2) of this rule.

PURPOSE: This amendment aligns the Wildlife Code with recent statutory changes in regards to the constitutional carry of a concealable firearm. Furthermore, this amendment aligns this rule with other portions of the Wildlife Code in regards to use of paperless permitting.

(1) Turkeys may be pursued, taken, killed, possessed, or transported only as permitted in this rule.

(B) Fall Firearms Season. Fall season annually will be October 1

through October 31. A person possessing the prescribed turkey hunting permit may take two (2) turkeys of either sex during the season. Turkeys may be taken only by shotgun, with shot no larger than No. 4, atlatl, bow, or crossbow; without the use of dogs, bait, electronic calls, or live decoys; from one-half (1/2) hour before sunrise to sunset in all counties except: Dunklin, McDonald, Mississippi, New Madrid, Newton, Pemiscot, and Scott. Possession of electronic calls or shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys. A person, while in the act of pursuing or hunting turkey on a fall firearms permit, shall not have both a firearm, and an atlatl, bow, or crossbow on his/her person *[with the following exceptions]* except any person may carry concealable firearms, as defined in Chapter 571, RSMo, on or about his/her person while hunting. *[(/)]* Firearms possessed under *[these]* this exception/s] may not be used to take wildlife while hunting with an atlatl, bow, or crossbow. *[Proof of this exception must be carried while hunting.]*

(1. Any person who has been issued a valid concealed carry permit and such permit has not been suspended, revoked, canceled, or denied] may carry concealed firearms on or about his/her person while hunting; and

2. Any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C) may carry concealed firearms on or about his/her person while hunting.]

(C) Fall Archery Season. A person possessing the prescribed archer's hunting permit may take two (2) turkeys of either sex from September 15 through January 15, excluding the dates of the November portion of the firearms deer season. Turkeys may be taken only by atlatls, bows, and crossbows; without the use of dogs, bait, electronic calls, or live decoys; from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset. Possession of electronic calls is prohibited while hunting turkeys. An archer, while in the act of pursuing or hunting turkey on an archer's permit, shall not have a firearm on his/her person *[with the following exceptions]* except any person may carry concealable firearms, as defined in Chapter 571, RSMo, on or about his/her person while hunting. *[(/)]* Firearms possessed under *[these]* this exception/s] may not be used to take wildlife while hunting with an atlatl, bow, or crossbow. *[Proof of this exception must be carried while hunting.]*

(1. Any person who has been issued a valid concealed carry permit and such permit has not been suspended, revoked, canceled, or denied may carry concealed firearms on or about his/her person while hunting; and

2. Any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C) may carry concealed firearms on or about his/her person while hunting.]

(2) Hunters who take a turkey shall void their permit immediately by notching the month and date of harvest and shall keep the turkey separate or distinctly identifiable from turkeys taken or possessed by another. When the turkey is not personally attended and prior to reporting through the Telecheck Harvest Reporting System, the voided permit or proper label shall be attached to the turkey. Turkeys may be possessed and transported only by the taker until reported through the Telecheck Harvest Reporting System. All turkeys taken shall be accurately reported by the taker or in the taker's immediate presence through the Telecheck Harvest Reporting System by 10:00 p.m. on the day taken. The Telecheck confirmation number shall be recorded immediately on the turkey hunting permit. The head and plumage of the turkey shall remain intact until the turkey is reported through the Telecheck Harvest Reporting System. All turkeys shall be reported through the Telecheck Harvest Reporting System prior to processing or being removed from the state. After reporting through the Telecheck Harvest Reporting System, turkeys may be possessed,

transported, and stored by anyone when labeled with the permit or any label that includes the full name and address of the taker, date taken, and Telecheck confirmation number.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.040, RSMo [2000] 2016. Original rule filed Dec. 15, 1975, effective Dec. 31, 1975. For intervening history, please consult the *Code of State Regulations*. Amended: Filed June 1, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at <http://short.mdc.mo.gov/Z49>. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 6—DEPARTMENT OF HIGHER EDUCATION
Division 255—Fertilizer Control Board
Chapter 1—Organization and Description

PROPOSED RULE

6 CSR 255-1.010 General Organization

PURPOSE: The purpose of this rule is to comply with section 536.023 RSMo which requires each agency to adopt, as a rule, a description of its operation and the methods whereby the public may obtain information or make submissions or requests.

(1) The Fertilizer Control Board was created by Senate Bill 655, Second Regular Session, 98th General Assembly, 2016. All fertilizer fees collected by the Director of the Agricultural Experiment Station (a unit of the University of Missouri) shall be utilized by the board. Board membership is determined by the by-laws of the board. The board shall—

- (A) Determine the method and amount of fees to be assessed;
- (B) Adopt, amend, promulgate, or repeal rules and regulations to administer, implement, and enforce the Missouri Fertilizer Law;
- (C) Exercise general supervision of the administration and enforcement of the Missouri Fertilizer Law;
- (D) Provide systems of registry, field inspections, laboratory analysis, penalty and enforcement procedures, and publications of results necessary to assure the quality of fertilizers offered for sale in this state;
- (E) Pursue research, educational, and outreach programs; and
- (F) Retain, employ, provide for, and compensate such consultants, assistants, and other employees on a full- or part-time basis and contract for goods and services as may be necessary.

(2) For information concerning the Fertilizer Control Board and administration of the Missouri Fertilizer Law, the public may visit, or write to, 428 E. Capitol Street, Suite 303, Jefferson City, MO 65102 or call (573) 636-6131.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. Original rule filed May 24, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or

political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: The Missouri Fertilizer Control Board will hold a public hearing on this rule action and others beginning at 11:30 a.m. on August 3, 2017 at 428 E. Capitol Street, Suite 303, Jefferson City, Missouri. Any interested persons or parties will have the opportunity to testify. Advance notice is not required. However, anyone who wants to make arrangements to testify may do so prior to the hearing by contacting the Program Director of the Missouri Fertilizer Control Board at (573) 636-6131.

Any persons or parties may submit written comments on this rule action. Interested persons or parties, whether or not heard, may submit a written or email statement of their views until midnight on August 3, 2017. Written comments may be sent to the Program Director at PO Box 1728, Jefferson City, MO 65102. To be accepted, written comments must be postmarked by midnight on August 3, 2017. Email comments should be sent to staylor@mofcb.com. Please direct all inquiries to the Program Director of the Missouri Fertilizer Control Board at PO Box 1728, Jefferson City, MO 65102, telephone (573) 636-6131.

Title 6—DEPARTMENT OF HIGHER EDUCATION
Division 255—Fertilizer Control Board
Chapter 10—Administration of Missouri Fertilizer Law

PROPOSED RULE

6 CSR 255-10.010 Tonnage Fee

PURPOSE: This rule sets forth the tonnage fee to be paid by fertilizer distributors.

(1) The fee provided to be established by this rule under section 266.331, RSMo, shall be sixty cents (60¢) for each ton of fertilizer reported with a minimum reporting fee of fifty dollars (\$50) per reporting period. The last registered distributor selling fertilizer for use in Missouri shall be responsible for payment to the director of the fee provided by this rule.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. Original rule filed May 24, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule is estimated to cost private entities approximately three hundred thousand nine hundred eighty-four dollars (\$300,984) in the aggregate. The board assumes these are annual costs. The fiscal note for this proposed rule includes the information relied upon to develop this estimated cost of compliance.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: The Missouri Fertilizer Control Board will hold a public hearing on this rule action and others beginning at 11:30 a.m. on August 3, 2017 at 428 E. Capitol Street, Suite 303, Jefferson City, Missouri. Any interested persons or parties will have the opportunity to testify. Advance notice is not required. However, anyone who wants to make arrangements to testify may do so prior to the hearing by contacting the Program Director of the Missouri Fertilizer Control Board at (573) 636-6131.

Any persons or parties may submit written comments on this rule action. Interested persons or parties, whether or not heard, may submit a written or email statement of their views until midnight on August 3, 2017. Written comments may be sent to the Program Director at PO Box 1728, Jefferson City, MO 65102. To be accepted, written comments must be postmarked by midnight on August 3, 2017. Email comments should be sent to staylor@mofcb.com. Please direct all inquiries to the Program Director of the Missouri Fertilizer Control Board at PO Box 1728, Jefferson City, MO 65102, telephone (573) 636-6131.

**FISCAL NOTE
PRIVATE COST**

I. Department Title: Department of Higher Education -- 6
Division Title: Fertilizer Control Board -- 255
Chapter Title: Administration of Missouri Fertilizer Law -- 10

Rule Number and Title:	6 CSR 255-10.010 Tonnage Fee
Type of Rulemaking:	Proposed

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
1,400	Fertilizer Distributors Permitted to Sell Commercial Fertilizer in Missouri	\$300,984 per year

III. WORKSHEET

Tons per year	Fee per Ton	Fees per Year
2,309,841	x \$0.60	\$1,385,905
2,309,841	x \$0.50	\$1,154,921

Estimated aggregate cost of fee increase \$ 230,984
\$50 report handling fee x 1,400 distributors \$ 70,000

Estimated aggregate cost of compliance \$ 300,984

IV. ASSUMPTIONS

From SFY11 to SFY16, the average amount of fertilizer sold by all fertilizer distributors equaled 2,309,841 tons per year. Costs were calculated assuming the total tons sold per year would average and remain constant at 2,309,841 tons. As of April 5, 2017, 1,404 fertilizer distributors had permits to sell fertilizer in Missouri during SFY 17. Fertilizer distributors permitted to sell commercial fertilizer in Missouri is assumed constant at 1,400 distributors.

Title 6—DEPARTMENT OF HIGHER EDUCATION
Division 255—Fertilizer Control Board
Chapter 10—Administration of Missouri Fertilizer Law

PROPOSED RULE

6 CSR 255-10.020 Permit Fee

PURPOSE: This rule sets forth the permit fee to be paid by fertilizer distributors.

(1) New applications for permits as well as renewal applications shall be accompanied by the annual permit fee of one hundred dollars (\$100). The director shall collect fees and hold all fees in a separate fund that shall be utilized by the Fertilizer Control Board.

AUTHORITY: sections 266.331 and 266.336, RSMo 2016. Emergency rule filed May 24, 2017, effective June 3, 2017, expires Nov. 29, 2017. Original rule filed May 24, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: The Missouri Fertilizer Control Board will hold a public hearing on this rule action and others beginning at 11:30 a.m. on August 3, 2017 at 428 E. Capitol Street, Suite 303, Jefferson City, Missouri. Any interested persons or parties will have the opportunity to testify. Advance notice is not required. However, anyone who wants to make arrangements to testify may do so prior to the hearing by contacting the Program Director of the Missouri Fertilizer Control Board at (573) 636-6131.

Any persons or parties may submit written comments on this rule action. Interested persons or parties, whether or not heard, may submit a written or email statement of their views until midnight on August 3, 2017. Written comments may be sent to the Program Director at PO Box 1728, Jefferson City, MO 65102. To be accepted, written comments must be postmarked by midnight on August 3, 2017. Email comments should be sent to staylor@mofcb.com. Please direct all inquiries to the Program Director of the Missouri Fertilizer Control Board at PO Box 1728, Jefferson City, MO 65102, telephone (573) 636-6131.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RESCISSION

15 CSR 30-3.010 Voter Identification Affidavit. This rule set out the identification requirements a potential voter must reach before being allowed to vote.

PURPOSE: This rule is being rescinded because the amendments to section 115.427, RSMo, effective June 1, 2017, do not allow a voter to be personally identified by election judges in lieu of having voter identification.

AUTHORITY: section 115.427, RSMo Supp. 2002. Emergency rule filed Oct. 11, 2002, effective Oct. 21, 2002, expired April 18, 2003. Original rule filed Oct. 18, 2002, effective April 30, 2003. Emergency rescission filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Rescinded: Filed May 22, 2017.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Secretary of State, Elections Division, 600 W. Main Street, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RULE

15 CSR 30-3.020 Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law

PURPOSE: This rule requires the secretary of state to provide provisional ballot envelopes for provisional ballots under section 115.457, RSMo, sets forth the contents of the envelope, and explains when a registered voter must be allowed to cast a provisional ballot.

(1) The secretary of state shall produce one (1) size of envelope for provisional ballots for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo (voter ID provisional ballot) and distribute them to each election authority.

(A) The envelope shall be fourteen and one-half inches by nine and one-fourth inches (14 1/2" x 9 1/4"). All envelopes for voter ID provisional ballots shall be printed on a color of paper distinguishable from the provisional ballot envelope provided under section 115.430, RSMo and 15 CSR 30-8.010.

(B) The envelope shall include the following:

1. Spaces for the voter's full name, residential and mailing address, date of birth, last four (4) digits of his or her Social Security number, and optional daytime telephone number;

2. A statement for the voter to read setting forth the requirement for his or her vote to be counted under subsection 4 of section 115.427, RSMo;

3. A space for the voter's signature and the date; and

4. A section to be completed by election judges stating that the voter was allowed to cast a voter ID provisional ballot, with the printed name of the voter, election date, polling place number, and the signatures of the election judges.

(2) A voter ID provisional ballot shall be provided to a voter if the following requirements are met:

(A) The voter—

1. Does not present a form of identification set forth in subsection 1 of section 115.427, RSMo or a form of identification set forth in subsection 2 of section 115.427, RSMo; or

2. Presents one (1) of the forms of identification set forth in subsection 2 of section 115.427, RSMo, but chooses not to execute the statement as set forth in subsection 3 of section 115.427, RSMo; and

(B) The election judge examines the precinct register and determines the voter is otherwise eligible to vote; and

(C) The voter provides the information and signs the statement on the envelope for voter ID provisional ballot (voter ID provisional ballot envelope).

(3) The election judges shall witness the signature of the voter affirming the information and statement on the voter ID provisional ballot.

(4) Once the voter ID provisional ballot is voted, it shall be placed in a voter ID provisional ballot envelope and sealed. The sealed envelope shall be placed in the area designated for such envelopes.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Original rule filed May 22, 2017.

PUBLIC COST: This proposed rule will cost the secretary of state's office an average of thirty-two thousand dollars (\$32,000) annually for the life of the rule. The actual cost in any year will depend on the number and type of elections held in that year.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State, Elections Division, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**FISCAL NOTE
PUBLIC COST**

I. Title 15 - ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

Rule Number and Name:	15 CSR 30-3.020 Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Secretary of State's Office	Estimated cost of \$ 32,000 annually over the life of the rule.

III. WORKSHEET

40,000 provisional ballot envelopes per election @ 4 elections per year @ 20¢ (price per envelope) = \$ 32,000.

IV. ASSUMPTIONS

As of May 1, 2017, there are 4,130,176 registered voters in Missouri. In Kansas, under its voter ID law, approximately 1/4% of registered voters have cast provisional ballots. We assumed a full 1% for Missouri for the purposes of this fiscal note. If 1% of all Missouri registered voters cast a voter ID provisional ballot at each election that is approximately 40,000 provisional ballot envelopes per election.

Some elections will have more, some less; this is an average. Primary and general elections for federal and state offices are held only in even numbered years (absent a special election). The general municipal election day is annual and there can be elections on other days as well for local issues. Presidential preference primaries are held every four years. We assume four (4) elections per year.

Based on estimates received from printers, 100,000 provisional ballot envelopes can be purchased for 20¢ per envelope.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RULE

15 CSR 30-3.030 Procedures for Registered Voters Returning to the Polling Place with Identification

PURPOSE: This rule sets forth acceptable procedures for local election authorities to follow when a registered voter who cast a provisional ballot returns to the polling place before the polling place closes with personal identification and wants to cast a regular ballot.

(1) If a voter that completed a photo ID provisional ballot and envelope returns to the polling place during the uniform polling hours established by section 115.407, RSMo, and provides a form of identification set forth in subsection 1 of section 115.427, RSMo, one (1) of the following procedures shall be followed, at the choice of the election authority, but the chosen procedure shall be used at all polling places within the jurisdiction of the local election authority:

(A) The election judges may retrieve the identified voter's provisional ballot for registered voter (voter ID provisional ballot) envelope, hand it to the voter, who opens it and returns the empty envelope to the election judge, and then casts his or her ballot as a regular ballot by placing it in a precinct counter or regular ballot box. If the local election authority uses provisional ballots that are marked so that they will not be accepted by a precinct scanner, it may spoil the provisional ballot and issue the voter a regular ballot that can be cast by placing it in a precinct counter; or

(B) The election judges may complete and sign a document identifying the voter, stating the voter returned with the required form of identification, and place that document with the sealed voter ID provisional ballots for processing as provided in 15 CSR 30-3.040.

(2) If the method in subsection (1)(A) of this rule is used, the election authority shall ensure that the voter ID provisional ballot envelope is marked as to the reason the ballot was counted and is retained as ballot material.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Original rule filed May 22, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State, Elections Division, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RULE

15 CSR 30-3.040 Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping

PURPOSE: This rule sets forth the procedures for identity verification of registered voters casting a voter ID provisional ballot and for marking, counting, recording, and storing voter ID provisional ballot materials.

(1) Except for voters returning to the polling place with a form of identification set forth in subsection 1 of section 115.427, RSMo, who may be allowed to then cast a regular ballot pursuant to 15 CSR 30-3.030, provisional ballots for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo (voter ID provisional ballot) shall be processed and counted in the following manner:

(A) The identity of the person completing the voter ID provisional ballot envelope shall be verified according to the requirements of subsection 4 of section 115.427, RSMo (identity verification);

(B) Upon the election authority's determination whether the voter's identity is verified, each provisional envelope (or a photocopy of same) shall be marked "rejected" or "accepted," with reason for rejection or acceptance noted;

(C) After identity verification, accepted voter ID provisional ballot envelopes shall be kept separate from rejected voter ID provisional ballot envelopes;

(D) Rejected voter ID provisional ballot envelopes shall remain sealed and the ballot not counted;

(E) Accepted voter ID provisional ballot envelopes shall be opened and the ballots counted, ensuring—

1. The counting of voter ID provisional ballots is done by a bipartisan team;

2. A voter's ballot selections remain private;

3. Accepted ballots are counted in accordance with the rules governing ballot tabulation; and

4. The vote is tallied and the returns made as provided in sections 115.447 to 115.525, RSMo, for paper ballots; and

(F) Voter ID provisional envelopes and ballots and the processing of same must be properly accounted for through recordkeeping.

(2) A local election authority may choose to follow procedures substantially similar to those followed for processing regular provisional ballots set forth in section 115.430, RSMo and 15 CSR 30-8.020, but is not required to do so, as long as the process meets the requirements of subsections (1)(A) through (F) of this rule, and sections (3), (4), and (5) of this rule.

(3) After the votes on all accepted voter ID provisional ballots have been counted, the approved ballots, ballot envelopes (and, if applicable, copies of ballot envelopes) with the identity verification information and determination provided by the election authority shall be enclosed in sealed containers marked "voted voter ID provisional ballots and ballot envelopes from the election held _____, 20 _____. All rejected voter ID provisional ballots, ballot envelopes, and copies of ballot envelopes (and, if applicable, copies of ballot envelopes) with the identity verification information and determination provided by the election authority shall be enclosed in sealed containers marked "rejected voter ID provisional ballots and ballot envelopes from the election held _____, 20 _____. On the outside of each voted ballot and rejected ballot container, each member of the bi-partisan team shall write their name, and all such containers shall be returned to the election authority. Upon receipt of the returns and ballots, the election authority shall tabulate the voter ID provisional vote.

(4) The local election authority shall record on a voter ID provisional ballot acceptance/rejection list the voter ID provisional ballot identification number and a notation marking it as accepted or rejected.

(5) The certificate of ballot cards shall—

(A) Reflect the number of voter ID provisional ballot envelopes delivered; and

(B) Reflect the number of sealed voter ID provisional envelopes with voted ballots counted.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Original rule filed May 22, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State, Elections Division, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RULE

15 CSR 30-3.050 Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted

PURPOSE: This rule describes the procedure by which a registered voter who cast a voter ID provisional ballot can find out whether his or her ballot was counted or rejected.

(1) Provisional ballot envelopes provided by the secretary of state's office for registered voters casting a provisional ballot under section 115.427.2(3) or 115.427.4, RSMo, (voter ID provisional ballots) will have a tear away section containing a unique identification number and a toll-free phone number.

(2) Individuals who cast voter ID provisional ballots may, after the election results have been certified, call the toll-free phone number provided to them on the tear away section of their provisional ballot envelope. This toll-free phone number will be maintained and operated by the secretary of state's office. Only individuals who have cast provisional ballots are permitted to use this service to verify the status of their own provisional ballot.

(3) Upon receiving calls from provisional voters on the toll-free provisional ballot inquiry line, the secretary of state's office shall transfer the call to the appropriate local election authority.

(4) The local election authority shall, using the provisional voter's unique provisional voting identification number from the tear away section of the provisional ballot envelope, inform the voter of whether or not their provisional ballot was counted or rejected.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Original rule filed May 22, 2017.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State, Elections Division, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 15—ELECTED OFFICIALS
Division 30—Secretary of State
Chapter 3—Voter Identification

PROPOSED RULE

15 CSR 30-3.100 Procedures for Obtaining One (1) Copy of Documents Needed to Obtain Free Personal Identification for Voting

PURPOSE: This rule describes when and how the secretary of state's office will pay for documents needed by a person in order to obtain a free non-driver's license for the purpose of voting.

(1) **Definitions.** As used in this rule—

(A) "Another state's documents" means the following documents issued by a state of the United States other than Missouri:

1. A birth certificate;
2. A marriage license or certificate;
3. A divorce decree;
4. A certificate of decree of adoption; and
5. A court order changing a person's name;

(B) "Eligible individual" means a resident of Missouri who meets the following requirements:

1. Is seeking to obtain one (1) free non-driver's license in order to vote in Missouri; and

2. Needs federal documents, Missouri documents or another state's documents in order to obtain a Missouri non-driver's license; and

3. Is seventeen (17) years of age or older; and
4. Does not have a non-expired Missouri driver's license (according to state records); and

5. Does not have a non-expired or non-expiring Missouri non-driver's license (according to state records);

(C) "Federal documents" means a Social Security card reflecting an updated name or naturalization papers or other documents from the United States Department of State proving U.S. citizenship;

(D) "Free personal identification in order to vote" means a non-expired or non-expiring Missouri non-driver's license provided for free by the Missouri Department of Revenue or any Missouri license office under section 115.427.6(1), RSMo;

(E) "Missouri documents" means the following documents issued by the state of Missouri:

1. A birth certificate;
2. A marriage license or certificate;
3. A divorce decree;
4. A certificate of decree of adoption; and
5. A court order changing a person's name.

(2) The secretary of state's office will pay for the following:

(A) Any fee charged by another state for another state's documents for eligible individuals, limited to one (1) copy of a document, if the document is needed by the eligible individual in order to obtain free personal identification in order to vote;

(B) Any fee charged by the federal government for federal documents for eligible individuals, limited to one (1) copy of a document, if the document is needed by the eligible individual in order to obtain free personal identification in order to vote; and

(C) Any fee charged by a Missouri state court for a Missouri document for eligible individuals, limited to one (1) copy of a document,

if the document is needed by the eligible individual in order to obtain free personal identification in order to vote.

(3) The secretary of state will not pay for—
(A) A Missouri non-driver's license;
(B) Federal documents, Missouri documents, or another state's documents sought by an individual to obtain or renew a Missouri driver's license; or
(C) Birth certificates that can be obtained free of charge through the Missouri Department of Health and Senior Services.

(4) In order for the secretary of state's office to pay for a document, the eligible individual must cooperate with the secretary of state's office to obtain the document, providing any information needed by the secretary of state's office to facilitate obtaining the document and for the secretary of state's office to directly pay for the document. This information may include, but is not limited to, the eligible individual's full name, date of birth, residence and mailing addresses, last four (4) digits of his or her Social Security number, telephone numbers, and e-mail addresses.

(5) If an eligible individual does not cooperate with the secretary of state's office to obtain a copy of the documents identified in subsections (4)(A) through (C) pursuant to section (6), but seeks reimbursement from the secretary of state for costs of the documents they obtained by themselves, the secretary of state may provide reimbursement if the eligible individual provides his or her full name, date of birth, residence and mailing addresses, last four (4) digits of his or her Social Security number, and a genuine numbered receipt issued by the applicable government entity that contains all of the following information:

(A) Name of governmental entity from which document was obtained;
(B) Name and address of the eligible individual;
(C) Type of document that was provided (e.g., birth certificate, divorce decree, marriage certificate, etc.); and
(D) The amount paid to the governmental entity for the document.

The secretary of state may reject any requests for direct reimbursement at their discretion.

(6) If the Department of Revenue's records show an individual has a non-expired Missouri driver's license or a non-expired or non-expiring Missouri non-driver's license, the individual will be considered eligible by the secretary of state's office only if the person executes a statement, under penalty of perjury, to the secretary of state's office that his or her license has been lost, stolen, or destroyed, and the individual meets the requirements of paragraphs (1)(B)1. through 3. above.

AUTHORITY: section 115.427, RSMo 2016. Emergency rule filed May 22, 2017, effective June 1, 2017, expires Feb. 22, 2018. Original rule filed May 22, 2017.

PUBLIC COST: This proposed rule will cost the secretary of state's office one hundred thousand dollars (\$100,000) annually for the life of the rule.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Secretary of State, Elections Division, PO Box 1767, Jefferson City, MO 65102-1767. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**FISCAL NOTE
PUBLIC COST**

I. Title 15 - ELECTED OFFICIALS

Division 30—Secretary of State

Chapter 3—Voter Identification

Rule Number and Name:	15 CSR 30-3.100 Procedures for Obtaining One Copy of Documents Needed to Obtain Free Personal Identification for Voting
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Secretary of State's Office	Estimated cost of \$ 100,000 per year over the life of the rule.

III. WORKSHEET

5,000 documents annually @ \$20 per document = \$100,000 annually.

IV. ASSUMPTIONS

Of the approximately 4 million registered voters in Missouri, approximately 137,700 do not have a Missouri driver's license or Missouri non-driver's license. This number includes active and inactive voters, so may include people who will not be voting in another Missouri election, and so will not be seeking documents needed in order to obtain a Missouri non-driver's license. Additionally, because people will still be able to vote without a Missouri driver's license or Missouri non-driver's license, it is assumed some people will choose to vote with other identification and sign the statement that they do not have a Missouri license. As such, they will not seek assistance with documents needed to obtain a free Missouri non-driver's license. Another reducing factor is that the majority of Missouri documents will be provided by the Missouri Department of Health and Senior Services (birth, marriage, divorce). This leaves only non-Missouri documents, some Missouri state court documents, and federal documents. A typical price for birth certificates is about \$20. We use that as the average price for documents, although some will be more, and some less.

At \$20 per record, \$100,000 will pay for 5,000 documents in one year. The Secretary of State's Office does not anticipate that 5,000 documents will be needed each year from the state courts, other states, and the federal government in order for Missouri residents to obtain a free Missouri non-driver's license for voting purposes. We nevertheless provide that as the annual ongoing cost because of the unknown variables.

Title 15—ELECTED OFFICIALS
Division 60—Attorney General
Chapter 10—Reporting of Motor Vehicle Stops by
Law Enforcement Agencies

PROPOSED AMENDMENT

15 CSR 60-10.030 Reporting Forms. The Attorney General is amending section (5).

PURPOSE: This amendment clarifies the format in which law enforcement agencies can comply with their reporting obligations under section 590.650, RSMo, and 15 CSR 60-10.020.

(5) The report to the Attorney General shall be made on a form or forms furnished by or approved by the Attorney General. The form, included herein, may be used by law enforcement agencies to collect and compile the required information to submit to the Attorney General. The reporting /form/ forms may, at the discretion of the Attorney General, be made available on the Internet.

VEHICLE STOP INFORMATION

DATE MM DD YY TIME AM PM

1 VIOLATION RESULTING IN STOP (✓ all that apply)

Moving Equipment License Investigative
If a "moving" violation, ✓ category of violation.
 Speed Lane Violation Follow too close
 CVE Fail to Signal Other Moving Violation

2 RESULT OF STOP (✓ all that apply)

Citation Warning No action Other

3 DRIVER'S RACE/MINORITY STATUS (based only on visual observation)

White African-American/Black Hispanic/Latino
 American Indian/Alaska Native Asian Other/Unknown

4 DRIVER'S AGE Under 18 18-29 30-39 40+

5 DRIVER'S GENDER Male Female

6 IS DRIVER A RESIDENT OF LAW ENFORCEMENT AGENCY'S JURISDICTION? Yes No

7 LOCATION OF STOP

Interstate Highway U.S. Highway State Highway
 County Road City Street Other

8 WAS A SEARCH INITIATED? Yes No

If YES, probable cause/authority for search. ✓ all that apply.

Consent Reasonable suspicion-weapon (terry stop)
 Incident to arrest Plain View Contraband Other
 Drug Dog Alert Inventory Drug/Alcohol Odor

9 WHAT WAS SEARCHED?

Driver Only Property Only Driver and Property

10 DURATION OF SEARCH

0-15 minutes 16-30 minutes 31+ minutes

11 WAS CONTRABAND DISCOVERED? Yes No

If YES, type of contraband. ✓ all that apply.

Drugs/Alcohol/Paraphernalia Currency
 Weapon Stolen Property Other

12 WAS DRIVER ARRESTED? Yes No

13 IF ARREST MADE, CRIME/VIOLATION ALLEGED
(✓ all that apply)

Outstanding Warrant Offense against person
 Resisting Arrest Drug Violation DWI/BAC
 Property Crime Traffic Violation Other

VEHICLE STOP INFORMATION

DATE MM DD YY TIME AM PM

1 VIOLATION RESULTING IN STOP (✓ all that apply)

Moving Equipment License Investigative
If a "moving" violation, ✓ category of violation.
 Speed Lane Violation Follow too close
 CVE Fail to Signal Other Moving Violation

2 RESULT OF STOP (✓ all that apply)

Citation Warning No action Other

3 DRIVER'S RACE/MINORITY STATUS (based only on visual observation)

White African-American/Black Hispanic/Latino
 American Indian/Alaska Native Asian Other/Unknown

4 DRIVER'S AGE Under 18 18-29 30-39 40+

5 DRIVER'S GENDER Male Female

6 IS DRIVER A RESIDENT OF LAW ENFORCEMENT AGENCY'S JURISDICTION? Yes No

7 LOCATION OF STOP

Interstate Highway U.S. Highway State Highway
 County Road City Street Other

8 WAS A SEARCH INITIATED? Yes No

If YES, probable cause/authority for search. ✓ all that apply.

Consent Reasonable suspicion-weapon (terry stop)
 Incident to arrest Plain View Contraband Other
 Drug Dog Alert Inventory Drug/Alcohol Odor

9 WHAT WAS SEARCHED?

Driver Only Property Only Driver and Property

10 DURATION OF SEARCH

0-15 minutes 16-30 minutes 31+ minutes

11 WAS CONTRABAND DISCOVERED? Yes No

If YES, type of contraband. ✓ all that apply.

Drugs/Alcohol/Paraphernalia Currency
 Weapon Stolen Property Other

12 WAS DRIVER ARRESTED? Yes No

13 IF ARREST MADE, CRIME/VIOLATION ALLEGED
(✓ all that apply)

Outstanding Warrant Offense against person
 Resisting Arrest Drug Violation DWI/BAC
 Property Crime Traffic Violation Other

AUTHORITY: section 590.650, RSMo [2000] 2016. Emergency rule filed Aug. 21, 2000, effective Aug. 31, 2000, expired Feb. 23, 2001. Original rule filed Aug. 21, 2000, effective March 30, 2001. Rescinded and readopted: Filed July 31, 2001, effective Jan 30, 2002. Amended: Filed June 1, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of the Attorney General, PO Box 899, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**
Division 2110—Missouri Dental Board
Chapter 2—General Rules

PROPOSED AMENDMENT

20 CSR 2110-2.120 Dental Assistants. The board is amending section (4).

PURPOSE: This amendment changes the continuing education requirements for certain permit holders.

PURPOSE: This rule expands the functions a dental assistant may perform under the dentist's direct supervision and outlines the procedure for issuing and renewing expanded function permits.

(4) Expanded Functions Permits.

(D) Beginning March 1, 2013, every expanded functions permit issued by the board shall be renewed every five (5) years. In order to renew an expanded functions permit, the dental assistant shall submit to the board—

1. A completed renewal application form provided by the board for each permit the permit holder wishes to renew;
2. The renewal fee specified in 20 CSR 2110-2.170 payable to the Missouri Dental Board for each permit the permit holder wishes to renew;
3. Satisfactory evidence of completion of sixteen (16) hours of continuing education from board-approved sponsors as specified in 20 CSR 2110-2.240(1)(C) during the five- (5-) year period immediately preceding the expiration date. All sixteen (16) hours of continuing education for renewal must be directly related to the updating and maintaining of knowledge and skills in the treatment, health, and safety of the individual dental patient. Permit holders shall only be required to complete sixteen (16) hours of continuing education regardless of the number of permits the permit holder wishes to renew. **For any permits that are issued twelve (12) months or less from the expiration date of that permit, the permit holder shall only be required to obtain four (4) hours of board-approved continuing education to renew those permits.** Each permit holder shall maintain documentation of completion of the required continuing education hours for five (5) years after the completion of the permit period in which the continuing education was earned./; and
4. Evidence of current certification in the American Heart Association's Basic Life Support for the Healthcare Provider (BLS), or an equivalent certification approved by the Missouri Dental Board.

Board-approved courses shall meet the American Heart Association guidelines for cardiopulmonary resuscitation (CPR) and emergency cardiovascular care (ECC) and provide written and manikin testing on the course material by an instructor who is physically present with the students. Online only courses will not be accepted to satisfy the BLS requirement.

(E) An expanded functions permit shall expire if not renewed on or before the permit expiration date. An expired permit can be renewed at any time within one (1) year of the permit expiration date. Any expired expanded functions permit that is not renewed within one (1) year of the expiration date shall be void.

AUTHORITY: [section 332.031.2., RSMo 2000, and] sections 332.011, 332.031.2., and 332.098, RSMo [Supp. 2012] 2016. This rule originally filed as 4 CSR 110-2.120. Original rule filed Dec. 12, 1975, effective Jan. 12, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed May 31, 2017.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Dental Board, PO Box 1367, Jefferson City, MO 65102, by facsimile at (573) 751-8216, or via email at dental@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 4—Wildlife Code: General Provisions

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-4.137 Wildlife Identification is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 381). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 4—Wildlife Code: General Provisions

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-4.140 Possession, Storage and Processing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 381–382). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 4—Wildlife Code: General Provisions

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-4.200 Chronic Wasting Disease; Management Zone is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 382). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 5—Wildlife Code: Permits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-5.220 Resident and Nonresident Permits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 382). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 6—Wildlife Code: Sport Fishing: Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-6.415 Restricted Zones is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 382-383). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.431 is amended.

This rule establishes general provisions and restrictions for hunting deer and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.431 by establishing deer harvest limits and restrictions

3 CSR 10-7.431 Deer Hunting Seasons: General Provisions

(6) A person may take only two (2) antlered deer during the archery and firearms deer hunting seasons combined, with no more than one (1) antlered deer taken during the firearms deer season. Only one (1) antlered deer may be taken during the archery deer season prior to the November portion of the firearms deer hunting season. Deer taken at managed deer hunts are not included in this limit.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed May 19, 2017, becomes effective **June 1, 2017**.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.433 is amended.

This rule establishes the firearms deer hunting season, limits, and provisions for hunting and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.433 by establishing firearms deer hunting seasons.

3 CSR 10-7.433 Deer: Firearms Hunting Season

(1) The firearms deer hunting season is comprised of five (5) portions.

(A) Youth portions: October 28 through 29, 2017, and November 24 through 26, 2017; for persons at least six (6) but not older than fifteen (15) years of age; use any legal deer hunting method to take one (1) deer statewide during the October 28 through 29, 2017, portion; use any legal deer hunting method to take deer statewide during the November 24 through 26, 2017, portion.

(B) November portion: November 11 through 21, 2017; use any legal deer hunting method to take deer statewide.

(C) Antlerless portion: December 1 through 3, 2017; use any legal deer hunting method to take antlerless deer in open counties.

(D) Alternative methods portion: December 23, 2017, through January 2, 2018; use muzzleloader and archery methods, crossbows, atlatl, handguns, and air-powered guns as defined in 3 CSR 10-7.431 to take deer statewide.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed May 19, 2017, becomes effective **June 1, 2017**.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.434 is amended.

This rule establishes deer hunting season limits and provisions for landowners and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.434 by establishing deer harvest limits and restrictions.

3 CSR 10-7.434 Deer: Landowner Privileges

(1) Resident landowners and lessees as outlined in the *Fall Deer & Turkey Hunting Regulations and Information* booklet can obtain no-cost deer hunting permits from any permit vendor.

(B) In addition to the permits listed in subsection (1)(A), those with seventy-five (75) or more acres located in a single county or at least seventy-five (75) continuous acres bisected by a county boundary can receive a maximum of two (2) Resident Landowner Firearms Antlerless Deer Hunting Permits. Landowners with at least seventy-five (75) acres in more than one (1) county must comply with landowner antlerless deer limits for each county.

1. Resident landowners and lessees of at least seventy-five (75) acres may receive one (1) no-cost Landowner Antlerless Deer Hunting Permit in the counties of: Bollinger, Butler, Cape Girardeau, Carter, Christian, Dent, Douglas, Dunklin, Iron, Lawrence, Madison, Maries, McDonald, Mississippi, New Madrid, Newton, Pemiscot, Perry, Phelps, Pulaski, Reynolds, Ripley, Scott, Shannon, Stoddard, Texas, Wayne, Webster, and Wright.

2. Resident landowners and lessees of at least seventy-five (75) acres may receive two (2) no-cost Landowner Antlerless Deer Hunting Permits in the counties of: Adair, Andrew, Atchison, Audrain, Barry, Barton, Bates, Benton, Boone, Buchanan, Caldwell, Callaway, Camden, Carroll, Cass, Cedar, Chariton, Clark, Clay, Clinton, Cole, Cooper, Crawford, Dade, Dallas, Daviess, DeKalb, Franklin, Gasconade, Gentry, Greene, Grundy, Harrison, Henry, Hickory, Holt,

Howard, Howell, Jackson, Jasper, Jefferson, Johnson, Knox, Laclede, Lafayette, Lewis, Lincoln, Linn, Livingston, Macon, Marion, Mercer, Miller, Moniteau, Monroe, Montgomery, Morgan, Nodaway, Oregon, Osage, Ozark, Pettis, Pike, Platte, Polk, Putnam, Ralls, Randolph, Ray, St. Charles, St. Clair, St. Francois, St. Louis, Ste. Genevieve, Saline, Schuyler, Scotland, Shelby, Stone, Sullivan, Taney, Vernon, Warren, Washington, and Worth.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed May 19, 2017, becomes effective **June 1, 2017**.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.435 is amended.

This rule establishes the special deer harvest restrictions for certain counties and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.435 by establishing deer harvest limits and restrictions.

3 CSR 10-7.435 Deer: Special Harvest Provisions

(1) Only antlerless deer and antlered deer with at least one (1) antler having at least four (4) antler points may be taken in the counties of Andrew, Atchison, Audrain, Barton, Bates, Buchanan, Caldwell, Camden, the portion of Cass County not included in the Kansas City urban zone, Clark, Clinton, Daviess, DeKalb, Gentry, Grundy, Harrison, Henry, Holt, Howard, Johnson, Lafayette, Lewis, Lincoln, Maries, Marion, Mercer, Monroe, Montgomery, Nodaway, Pettis, Phelps, Pike, the portion of Platte County not included in the Kansas City urban zone, Pulaski, Ralls, Ray, Saline, Vernon, and Worth. No other antlered deer may be taken.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed May 19, 2017, becomes effective **June 1, 2017**.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.437 is amended.

This rule establishes the special deer harvest limits by county and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.437 by establishing deer harvest limits and restrictions.

3 CSR 10-7.437 Deer: Antlerless Deer Hunting Permit Availability

(2) Firearms Deer Hunting Season.

(A) Resident and Nonresident Firearms Antlerless Deer Hunting Permits are not valid in the counties of: Butler, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Pemiscot, Reynolds, Scott, Stoddard, and Wayne.

(B) Only one (1) Resident or Nonresident Firearms Antlerless Deer Hunting Permit per person may be filled in the counties of: Andrew, Atchison, Audrain, Bates, Bollinger, Buchanan, Caldwell, Camden, Cape Girardeau, the portion of Cass County not included in the Kansas City urban zone, Christian, Clark, Clinton, Dallas, Daviess, DeKalb, Dent, Douglas, Gentry, Grundy, Harrison, Henry, Holt, Howard, Jasper, Johnson, Laclede, Lafayette, Lawrence, Lewis, Lincoln, Maries, Marion, McDonald, Mercer, Monroe, Montgomery, Newton, Nodaway, Perry, Pettis, Phelps, Pike, the portion of Platte County not included in the Kansas City urban zone, Pulaski, Ralls, Ray, Ripley, Saline, Shannon, Texas, Vernon, Webster, Worth, and Wright.

(C) Only two (2) Resident or Nonresident Firearms Antlerless Deer Hunting Permits per person may be filled in the counties of: Adair, Barry, Barton, Benton, Boone, Callaway, the portion of Cass County included in the Kansas City urban zone, Carroll, Chariton, Cedar, Clay, Crawford, Cole, Cooper, Gasconade, Dade, Greene, Franklin, Hickory, Howell, Jackson, Jefferson, Knox, Linn, Livingston, Macon, Miller, Moniteau, Morgan, Oregon, Osage, Ozark, the portion of Platte County included in the Kansas City urban zone, Polk, Putnam, Randolph, Schuyler, Scotland, Shelby, St. Charles, St. Clair, St. Francois, St. Louis, Ste. Genevieve, Stone, Sullivan, Taney, Warren, and Washington.

SUMMARY OF PUBLIC COMMENTS: Seasons and limits are exempted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment was filed May 19, 2017, becomes effective **June 1, 2017**.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 10—Wildlife Code: Commercial Permits: Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-10.715 Resident and Nonresident Fur Dealers: Reports, Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 383-384). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.115 Closings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 384). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.130 Vehicles, Bicycles, Horses, and Horseback Riding is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 384). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.155 Decoys and Blinds is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 384–385). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.180 Hunting, General Provisions and Seasons is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 385–386). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 11—Wildlife Code: Special Regulations for
Department Areas

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-11.186 Waterfowl Hunting is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 386–387). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.109 Closed Hours is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 387). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.110 Use of Boats and Motors is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 387). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Conservation Commission received one (1) comment on this proposed amendment.

COMMENT: Caleb Welch, Bolivar, indicated indecision regarding the proposed rulemaking but suggested that boats with gas motors be allowed for use on all lakes over two hundred (200) acres in size and those smaller than two hundred (200) acres should be designated as no-wake lakes.

RESPONSE: The Department of Conservation (department) enters into Community Assistance Program (CAP) agreements with other public entities to ensure that all citizens have access to fishing opportunities close to where they live. Boat and motor restrictions on CAP areas are identified on a case-by-case basis with input from the public entity that owns the waterbody. Under these agreements, the department provides resource management guidance and funding to enhance accessibility to the waterbody. Specific regulatory restrictions are established to promote safe resource use and ensure effective management of wildlife populations. No changes to the rule have been made as a result of this comment.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.115 Bullfrogs and Green Frogs is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 387-388). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sec-

tions 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.130 Fishing, General Provisions and Seasons is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 388). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.135 Fishing, Methods is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 3, 2017 (42 MoReg 388-391). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children’s Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children’s Division under section 207.020, RSMo 2016, the division rescinds a rule as follows:

13 CSR 35-32.010 Basis of Payment is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on February 1, 2017 (42 MoReg 182). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children’s Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children’s Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.050 Definitions is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 183-185). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received one (1) comment on the proposed rule.

COMMENT: Julie Schmitz, MSW, Show-Me Child Care, commented that she would like clarification on how to conduct the searches of the state criminal and sex offender registries or repositories under 13 CSR 35-32.050(5)(A) and the National Crime Information Center under 13 CSR 35-32.050(5)(C). She asked if the searches should be conducted via email, in paper form, or through a website. Ms. Schmitz also commented that there is no fiscal note included with this new fingerprint requirement. She is sure there will be a fiscal impact. She also asked how this directly affects licensed child care facilities?

RESPONSE: The Children's Division believes that the processes on conducting these searches would not be appropriate as part of this definition. Each registry has its own process for conducting background checks. Further, the only fingerprint requirements at this time are for providers serving four (4) or less unrelated children. This is not a new requirement for those providers. No changes have been made to the rule as a result of this comment.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children's Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.060 Eligibility and Authorization for Child Care Subsidy is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 185-187). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received one (1) comment on the proposed rule.

COMMENT: Julie Schmitz, MSW, Show-Me Child Care, commented on the requirement of "Child Care participants may be required to pay a fee..... basis based on appropriations from the general assembly." in 13 CSR 35-23.060(3)(C). "Clarify that this is a sliding fee for the child care assistance program NOT the same as the co-payment of individual centers. Many times families receiving assistance call me saying 'I have to pay \$3 a day for your center.' When reality is that they will pay \$3 sliding fee ONLY on the daily basis rate. I spend a lot of time trying to explain the difference to families."

RESPONSE: The Children's Division believes that the regulation covers both sliding fee and co-payment requirements for recipients. Please see 13 CSR 35-32.060(3)(D). No changes have been made to the rule as a result of this comment.

Title 13—DEPARTMENT OF SOCIAL SERVICES

Division 35—Children's Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.070 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 187-194). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received comments on proposed rule 13 CSR 35-32.090. Because of these comments, the division made changes to this rule.

COMMENT #1: Julie Schmitz, MSW, Show-Me Child Care, commented that the requirements of 13 CSR 35-32.090(1)(D) and (2)(B)11. are confusing. She stated, "The required CACFP topics which I think are being referred to in (2)(B)11. have changed. Will the listed ones be replaced with the new topics? What will the requirements in each of these sections be? I have received two conflicting lists requirements. Upon contacting DSS, I am informed they will be updated again."

RESPONSE AND EXPLANATION OF CHANGE: The Children's Division believes that the list of required trainings have been clarified with changes to 13 CSR 35-32.070 and .090.

COMMENT #2: Ms. Schmitz commented on the Private Cost Fiscal Note Assumptions:

I do not feel your numbers reflect accurate data when CPR training is reoccurring every two (2) years. All staff needs to be accounted for in this fiscal note even those considered already trained.

The overall impact of these in-service hours creates more stress for small businesses to thrive. The addition of these regulations makes the financial strain excessive. The fiscal impact assumptions address the CPR training. Clarify the fiscal note for the additional twelve plus (12+) topics newly required. I see no fiscal note on them. Online or in-seat classes at \$10 per unit equals \$120 per staff member. Taking the estimated 23,894 staff (listed in the assumptions), the fiscal note would increase $23,894 \times \$10 = \$238,940$ additional fees per required topic. $\$238,940 \times 11$ additional topics = $\$2,628,340$.

There are some free classes available; however, many do not match the required topic and their availability on the mocalendar is restrictive.

RESPONSE: The Children's Division believes that when calculating the fiscal note for CPR training, the division used National Association of Child Care Resource and Referral Agencies for an estimated number of child care staff. Due to licensed providers being required to have a specific number of staff trained in First Aid/CPR, the fiscal note was calculated by estimating the additional number of staff that would require training.

The ten (10) health and safety topics required (does not include First Aid/CPR) will be available on-demand through the Missouri Workshop Calendar at no cost to the trainee. The training will be available no later than July 1, 2017. The training is two (2) hours in length and completion of the training will automatically be tracked through OPEN. No changes have been made to the rule as a result of this comment.

13 CSR 35-32.070 Registration Requirements for Child Care Providers Serving Four (4) or Less Unrelated Children

(1) Requirements for Registration. To receive a certificate of registration as a registered child care provider, the child care provider applicant shall meet the requirements set forth in this section.

(J) The child care provider applicant shall register with Opportunities in a Professional Education Network (OPEN) and secure a Missouri Professional Development Identifier (MOPD-ID) to track and successfully complete all required trainings as approved by the division. The child care provider shall provide satisfactory, written documentation of successful completion to the division. The child care provider applicant shall successfully complete training which includes, but is not limited to:

1. First Aid and Cardiopulmonary Resuscitation (CPR);
2. Child Care Subsidy Orientation;
3. Prevention of Sudden Infant Death Syndrome and Safe Sleeping;
4. Prevention of Shaken Baby Syndrome and Abusive Head Trauma;
5. Emergency Disaster Response and Planning;
6. Mandatory Child Abuse and Neglect (CA/N) Reporting;
7. Prevention and Control of Infectious Diseases (including immunizations);
8. Administration of Medication, consistent with standards for parental consent;
9. Prevention and Response to Food Allergy Emergencies;
10. Building and Physical Premises Safety; including identification of and protection from hazards that can cause bodily injury;
11. Handling and Storage of Hazardous Materials and the Appropriate Disposal of Bio-Contaminants; and
12. Transportation of Children.

(8) Contract. To be eligible to contract to receive state or federal funds as a registered child care provider, the child care provider shall meet the following requirements:

(B) The child care provider shall sign a contract issued by the state, agreeing to all terms including, but not limited to:

1. All records of children shall be confidential, protected from unauthorized examination and available to the parent(s) and division upon request unless otherwise allowed by law;
2. Child care provider shall care for no more than four (4) or fewer unrelated children;
3. Child care provider shall not be engaged in any other employment while providing child care services;
4. Child care provider shall maintain records pursuant to 13 CSR 35-32.130;
5. Child care provider shall notify all custodial parents and legal guardians of the child care provider's—
 - A. Phone number;
 - B. Discipline policy; and
 - C. Emergency preparedness and response plan;
6. Child care provider shall notify custodial parents and legal guardians if the child care provider does not have immediate access to a telephone and provide parents with an alternative, effective method of communication;
7. Child care provider shall ensure custodial parents and legal guardians have access to their child(ren);
8. Child care provider shall report child deaths and serious injuries to the division within twenty-four (24) hours of the incident, using a form provided by the division. This includes, but is not limited to:
 - A. The death of a child if the child died while at the child care provider;
 - B. The death of a child enrolled at the child care provider if the child died of a contagious disease; or
 - C. A "serious injury" to a child that occurs while the child is at the child care provider or away from the child care provider's facility but still in the care of the child care provider, if an injury results in the child being treated by a medical professional or admitted to a hospital;

9. Child care provider shall cooperate with any investigations, audits, or other requests of the division;

10. Child care provider shall follow all statutes, regulations, and policies of the division;

11. Child care providers must report the following changes to the division in writing within ten business (10) days: physical address, mailing address, telephone number, email address, the addition of any new household members seventeen (17) years of age or older, or current household member turns seventeen (17) years of age;

12. Child care provider shall not utilize physical or corporal punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair;

13. Child care provider shall submit to monitoring by division or its designee for compliance with contractual or regulatory obligations. Such monitoring may include, but is not limited to—

A. Providing attendance records at the request of the division or its designee;

B. Submitting to unannounced or announced on-site inspections; or

C. Other monitoring as determined necessary by the division;

14. Child care provider shall attend annual training as approved by the division, and provide documentation of the successful completion of all training to the division through the Opportunities in a Professional Education Network (OPEN).

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children's Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services under sections 207.020, 210.025, and 210.027, RSMo 2016, the department withdraws a proposed rule as follows:

13 CSR 35-32.080 Registration Requirements for Child Care Facilities that are License Exempt is withdrawn.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 195-202). This proposed rule is withdrawn.

SUMMARY OF COMMENTS: The department is withdrawing the rule for further public comment.

RESPONSE: As a result, the Department of Social Services is withdrawing this rulemaking.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children's Division
Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.090 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 203-205). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received comments on proposed rule 13 CSR 35-32.090. Because of these comments, the division made changes to this rule.

COMMENT #1: Julie Schmitz, MSW, Show-Me Child Care, commented that the requirements of 13 CSR 35-32.090(1)(D) and 13 CSR 35-32.090(2)(B)11. are confusing. She stated, "The required CACFP topics which I think are being referred to in (2)(B)11. have changed. Will the listed ones be replaced with the new topics? What will the requirements in each of these sections be? I have received two conflicting lists requirements. Upon contacting DSS, I am informed they will be updated again."

RESPONSE AND EXPLANATION OF CHANGE: The Children's Division believes that the list of required trainings have been clarified with changes to 13 CSR 35-32.070 and .090.

COMMENT #2: Ms. Schmitz commented that there was no need for any staff to take the Child Care Subsidy Orientation Training in 13 CSR 35-32.090(1)(D)2. unless they are directly involved with online invoicing, billing, etc. She recommended this item be removed or restricted to director status because this is excessive.

RESPONSE AND EXPLANATION OF CHANGE: The Children's Division recognized that this requirement was in this regulation and removed the requirement for all staff to complete this training from the regulation.

COMMENT #3: Ms. Schmitz commented that in 13 CSR 35-32.090(1)(D)3. and 4. there is a specific age on Sudden Infant Death Syndrome listed and there is no specific age listed on shaken baby. "Serves infants under the age of (1) year" needs to be added to the shaken baby requirement.

RESPONSE AND EXPLANATION OF CHANGE: The Children's Division recognized that this requirement was in this regulation and believes that the age of child provided care has been clarified in 13 CSR 35-32.090. Providers serving four (4) or less unrelated children are required to take the training because their registration does not limit ages in which they may provide care. Additionally, P.L. 113-186 requires all child care providers and staff members receive training for the "preventions of shaken baby syndrome and abusive head trauma" regardless of the ages of children served.

COMMENT #4: Ms. Schmitz wrote in a comment concerning the time frame to meet the training requirements in 13 CSR 35-32.090(1)(F). She stated:

With all training having to go through the mocalendar, the 30 days is not realistic and increases the burden on small businesses. It is a challenge to find CPR locally on the mocalendar. I recommend allowing centers to scan and submit **ANY** Red Cross/American Heart Association training certificates of completion AND they count for in-service hours. We used to train with the local hospitals and can no longer do that for in service credit because their trainers are not on the "mocalendar." I feel that mocalendar is very restrictive with available CPR. There has to be a less restrictive option. I suggest changing the 30 days to 90 days or allow for CPR certificates to be submitted. What is the explanation for not allowing local certified individuals to provide in service hours, especially with the increased requirement on CPR training?

RESPONSE AND EXPLANATION OF CHANGE: The Children's Division recognized that this requirement was in this regulation and increased the time frame for completing training to ninety (90) days for 13 CSR 35-32.090. The use of trainings on the Missouri Workshop Calendar is voluntary. However, the verification of completed training must be uploaded to the Opportunities in a Professional Education Network (OPEN). There is a process for trainers to follow in order to upload the information into OPEN that is available through the division.

COMMENT #5: Ms. Schmitz asked for clarification on 13 CSR 35-

32.090 (2)(D)1. regarding who should be sent the corrective action plan.

RESPONSE: The Children's Division notifies the provider when a corrective action plan is needed. Please see 13 CSR 35-32.090(2)(D), which states "The division may require the licensed child care provider to submit and implement a corrective action plan...." No changes have been made to the rule as a result of this comment.

COMMENT #6: Ms. Schmitz commented on the Private Cost Fiscal Note Assumptions:

I do not feel your numbers reflect accurate data when CPR training is reoccurring every two (2) years. All staff needs to be accounted for in this fiscal note even those considered already trained.

The overall impact of these in-service hours creates more stress for small businesses to thrive. The addition of these regulations makes the financial strain excessive. The fiscal impact assumptions address the CPR training. Clarify the fiscal note for the additional twelve plus (12+) topics newly required. I see no fiscal note on them. Online or in seat classes at \$10 per unit equals \$120 per staff member. Taking the estimated 23,894 staff (listed in the assumptions), the fiscal note would increase $23,894 \times \$10 = \$238,940$ additional fees per required topic. $\$238,940 \times 11$ additional topics = $\$2,628,340$.

There are some free classes available; however many do not match the required topic and their availability on the mocalendar is restrictive.

RESPONSE: The Children's Division believes that when calculating the fiscal note for CPR training, the division used National Association of Child Care Resource and Referral Agencies for an estimated number of child care staff. Due to licensed providers being required to have a specific number of staff trained in First Aid/CPR, the fiscal note was calculated by estimating the additional number of staff that would require training.

The ten (10) health and safety topics required (does not include First Aid/CPR) will be available on-demand through the Missouri Workshop Calendar at no cost to the trainee. The training will be available no later than July 1, 2017. The training is two (2) hours in length and completion of the training will automatically be tracked through OPEN. No changes have been made to the rule as a result of this comment.

13 CSR 35-32.090 Registration Requirements for Licensed Child Care Facilities to Contract for State or Federal Child Care Funds

(1) Requirements to Contract. To receive a contract from the department to receive state or federal funds, a licensed child care provider and staff shall meet the following requirements:

(D) The licensed child care provider and all staff shall register with Opportunities in a Professional Education Network (OPEN) and secure a Missouri Professional Development Identifier (MOPD-ID) to track and complete trainings. The licensed child care provider and all staff shall complete the following training prior to a contract being issued, which includes, but is not limited to:

1. First Aid and Cardiopulmonary Resuscitation (CPR);
2. Prevention of Sudden Infant Death Syndrome and Safe Sleeping, if serving children two (2) years old or younger;
3. Prevention of Shaken Baby Syndrome and Abusive Head Trauma, if serving children two (2) years old or younger;
4. Emergency Disaster Response and Planning;
5. Mandatory Child Abuse and Neglect (CA/N) Reporting;
6. Prevention and Control of Infectious Diseases (including immunizations);
7. Administration of Medication, consistent with standards for parental consent;
8. Prevention and Response to Food Allergy Emergencies;
9. Building and Physical Premises Safety; including identification of and protection from hazards that can cause bodily injury;
10. Handling and Storage of Hazardous Materials and the Appropriate Disposal of Bio-Contaminants; and

11. Transportation of Children, if providing transportation as part of child care services.

(F) A licensed child care provider shall require all staff to meet all requirements listed in section (1) within ninety (90) days of becoming employed or volunteering. A staff member shall not provide direct supervision of children until the staff member has met the eligibility criteria set forth in section (1). A licensed child care provider may not be eligible for a contract if the licensed child care provider was denied a contract, or a previous contract was terminated for cause, and the underlying issues causing denial or termination of the contract have not been resolved;

(2) Contract.

(B) If the division determines the licensed child care provider meets all eligibility requirements, the division may issue a contract to the licensed child care provider. The licensed child care provider shall sign a contract, agreeing to all terms including, but not limited to:

1. Child care provider and staff shall not be engaged in other employment while providing child care services;

2. Child care provider shall maintain records pursuant to 13 CSR 35-32.130;

3. Child care provider shall notify all custodial parents and legal guardians of the child care provider's—

A. Phone number;

B. Discipline policy; and

C. Emergency preparedness and response plan;

4. Child care provider shall ensure custodial parents and legal guardians have access to their child(ren);

5. Child care provider shall report child deaths and serious injuries to the division within twenty-four (24) hours of the incident, using a form provided by the division. This includes, but is not limited to:

A. The death of a child if the child died while at the child care provider;

B. The death of a child enrolled at the child care provider if the child died of a contagious disease; or

C. A serious injury to a child that occurs while the child is at the child care provider or away from the child care provider's facility, but still in the care of the child care provider, which results in the child being treated by a medical professional or admitted to a hospital;

6. Child care provider shall cooperate with any investigations, audits, or other requests of the division;

7. Child care provider shall follow all statutes, regulations, and policies of the division;

8. Child care providers must report the following changes to the division in writing within ten business (10) days: physical address, mailing address, telephone number, email address, or any other circumstance, incident, or occurrence which would alter any information provided in the child care provider's original application for contract;

9. Child care provider shall not utilize physical or corporal punishment including, but not limited to, spanking, slapping, shaking, biting, or pulling hair;

10. Child care provider shall submit to monitoring by division or its designee for compliance with contractual or regulatory obligations. Such monitoring may include, but is not limited to:

A. Providing attendance records at the request of the division or its designee;

B. Submitting to unannounced or announced on-site inspections; or

C. Other monitoring as determined necessary by the division;

11. Child care provider shall attend annual training as approved by the division and provide documentation of the successful completion of all training to the division through the Opportunities in a Professional Education Network (OPEN).

Title 13—DEPARTMENT OF SOCIAL SERVICES

Division 35—Children's Division

Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.100 Participant Overpayments is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 206). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES

Division 35—Children's Division

Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.110 Child Care Provider Overpayments is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 206-207). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 13—DEPARTMENT OF SOCIAL SERVICES

Division 35—Children's Division

Chapter 32—Child Care

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.120 Regulatory and Contractual Violations of Registered Child Care Providers is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 207-208). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received three (3) comments on the proposed rule.

COMMENT #1: Julie Schmitz, MSW, Show-Me Child Care, asked the division to clarify how long the division has to notify the provider

under 13 CSR 35-32.120(1)(D) and suggested possibly adding a number of days, such as ten (10) days?

RESPONSE: The Children's Division believes that unless mandated by federal or state statute, the division is not obligated to provide time frames in regulations. No changes have been made to the rule as a result of this comment.

COMMENTS #2 & #3: Ms. Schmitz asked the division to clarify "timely" with a measurable amount of days as it is used in 13 CSR 35-32.120(2)(D)1. and 2.

RESPONSE: The Children's Division believes that unless mandated by federal or state statute, the division is not obligated to provide time frames in regulations. No changes have been made to the rule as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 35—Children's Division
Chapter 32—Child Care**

ORDER OF RULEMAKING

By the authority vested in the Children's Division under sections 207.020, 210.025, and 210.027, RSMo 2016, the division adopts a rule as follows:

13 CSR 35-32.130 Recordkeeping is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 1, 2017 (42 MoReg 208-209). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Children's Division received two (2) comments on the proposed rule.

COMMENT #1: Julie Schmitz, MSW, Show-Me Child Care, commented that she has been in "violation" of 13 CSR 35-32.130(2)(A)-(F) "because a parent has left information off their enrollment forms because the other parent is not involved and there is no pick up or drop off responsibilities. If a parent chooses not to disclose specific information, how should that be addressed?"

RESPONSE: The Children's Division believes that the example provided by Ms. Schmitz does not appear to be a violation. No changes have been made to the rule as a result of this comment.

COMMENT #2: Ms. Schmitz commented that she was seeking clarification on 13 CSR 35-32.130(2)-(6). "The child care provider shall, in addition, keep the records for such additional time periods that the department may request for audit or litigation purposes." She stated: "It states to keep the records for 5 years. This is measurable. By adding 'additional time periods,' it makes it no longer measurable. Remove this line or clarify with an exact amount of measurable time."

RESPONSE: The Children's Division believes that the amount of time needed would be case specific due to the length of time for litigation and audit findings being unknown. A specific time frame cannot be defined in regulation but the division would instruct the provider, in a case specific situation, to hold records until further notice. No changes have been made to the rule as a result of this comment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—MO HealthNet Division
Chapter 15—Hospital Program**

ORDER OF RULEMAKING

By the authority vested in the MO HealthNet Division under sections 208.152, 208.153, 208.158, and 208.201, RSMo 2016, the division amends a rule as follows:

13 CSR 70-15.220 Disproportionate Share Hospital Payments is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 1, 2017 (42 MoReg 209-211). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

7 CSR 10-25.010 Skill Performance Evaluation Certificates for Commercial Drivers

PUBLIC NOTICE

Public Notice and Request for Comments on Applications for Issuance of Skill Performance Evaluation Certificates to Intrastate Commercial Drivers with Diabetes Mellitus or Impaired Vision

SUMMARY: This notice publishes MoDOT's receipt of applications for the issuance of Skill Performance Evaluation (SPE) Certificates from individuals who do not meet the physical qualification requirements in the Federal Motor Carrier Safety Regulations for drivers of commercial motor vehicles in Missouri intrastate commerce because of impaired vision or an established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control. If granted, the SPE Certificates will authorize these individuals to qualify as drivers of commercial motor vehicles (CMVs), in intrastate commerce only, without meeting the vision standard prescribed in 49 CFR 391.41(b)(10), if applicable, or the diabetes standard prescribed in 49 CFR 391.41(b)(3).

DATES: Comments must be received at the address stated below, on or before, August 1, 2017.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- **Email:** Pamela.lueckenotto@modot.mo.gov
- **Mail:** PO Box 270, Jefferson City, MO 65102
- **Hand Delivery:** 830 MoDOT Drive, Jefferson City, MO 65102
- **Instructions:** All comments submitted must include the agency name and Application Number for this public notice. For detailed instructions on submitting comments, see the Public Participation heading of the Supplementary Information section of this notice. All comments received will be open and available for public inspection and MoDOT may publish those comments by any available means.

**COMMENTS RECEIVED
BECOME MoDOT PUBLIC RECORD**

- By submitting any comments to MoDOT, the person authorizes MoDOT to publish those comments by any available means.
- **Docket:** For access to the department's file, to read background documents or comments received, 830 MoDOT Drive, Jefferson City, MO 65102, between 7:30 a.m. and 4:00 p.m., CT, Monday through Friday, except state holidays.

FOR FURTHER INFORMATION CONTACT: Pam Lueckenotto, Motor Carrier Investigations Specialist, 636-288-6082, MoDOT Motor Carrier Services Division, PO Box 270, Jefferson City, MO 65102. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION:

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, RSMo, MoDOT may issue an SPE Certificate, for not more than a two- (2-) year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing an SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application #275

Renewal Applicant's Name & Age: Jason A. Pendergrass, 46

Relevant Physical Condition: Insulin-treated diabetes mellitus (ITDM). Mr. Pendergrass's best uncorrected visual acuity is 20/25 Snellen in his right eye and best uncorrected visual acuity is 20/20 Snellen in his left eye. Mr. Pendergrass has been an insulin treated diabetic since 2005.

Relevant Driving Experience: Mr. Pendergrass has approximately thirty (30) years of commercial motor vehicle experience. Mr. Pendergrass currently has a Class E license. In addition, he has experience driving personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in March 2017, a board-certified endocrinologist certified his condition would not adversely affect his ability to operate a commercial motor vehicle safely.

Traffic Accidents and Violations: Mr. Pendergrass has had no tickets or accidents on record for the previous three (3) years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of Skill Performance Evaluation Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: May 31, 2017

Scott Marion, Motor Carrier Services Director, Missouri Department of Transportation.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

**7 CSR 10-25.010 Skill Performance Evaluation Certificates for
Commercial Drivers**

PUBLIC NOTICE

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DATES: Comments must be received at the address stated below, on or before, August 1, 2017.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- *Email:* Pamela.lueckenotto@modot.mo.gov
- *Mail:* PO Box 270, Jefferson City, MO 65102
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BECOME MoDOT PUBLIC RECORD**

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FOR FURTHER INFORMATION CONTACT: Pam Lueckenotto, Motor Carrier Investigations Specialist, 636-288-6082, MoDOT Motor Carrier Services Division, PO Box 270, Jefferson City, MO 65102. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION:

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications

requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, RSMo, MoDOT may issue an SPE Certificate, for not more than a two- (2-) year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing an SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application #440

New Applicant's Name & Age: Jerry R. DeGroot, 56

Relevant Physical Condition: Insulin-treated diabetes mellitus (ITDM). Mr. DeGroot's best corrected visual acuity is 20/20 Snellen in his right eye and best corrected visual acuity is 20/20 Snellen in his left eye. Mr. DeGroot has been an insulin treated diabetic since May 21, 2017.

Relevant Driving Experience: Mr. DeGroot has approximately fourteen (14) years of commercial motor vehicle experience. Mr. DeGroot currently has a Class A license. In addition, he has experience driving personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in May 2017, a board-certified endocrinologist certified his condition would not adversely affect his ability to operate a commercial motor vehicle safely.

Traffic Accidents and Violations: Mr. DeGroot has had no tickets or accidents on record for the previous three (3) years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of Skill Performance Evaluation Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: May 31, 2017

Scott Marion, Motor Carrier Services Director, Missouri Department of Transportation.

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

**7 CSR 10-25.010 Skill Performance Evaluation Certificates for
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DATES: Comments must be received at the address stated below, on or before, August 1, 2017.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- *Email:* Pamela.lueckenotto@modot.mo.gov
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- *Docket:* For access to the department's file, to read background documents or comments received, 830 MoDOT Drive, Jefferson City, MO 65102, between 7:30 a.m. and 4:00 p.m., CT, Monday through Friday, except state holidays.

FOR FURTHER INFORMATION CONTACT: Pam Lueckenotto, Motor Carrier Investigations Specialist, 636-288-6082, MoDOT Motor Carrier Services Division, PO Box 270, Jefferson City, MO 65102. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION:

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, RSMo, MoDOT may issue an SPE Certificate, for not more than a two- (2-) year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing an SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application #116

Renewal Applicant's Name & Age: Thomas W. May, 58

Relevant Physical Condition: Vision impaired.

Mr. May's best corrected visual acuity in his right eye is 20/50 Snellen. His best corrected visual acuity in his left eye is 20/20 Snellen. Mr. May has had this visual impairment since 1959.

Relevant Driving Experience: Mr. May has approximately eleven (11) years of commercial motor vehicle experience. Mr. May currently has a Class B license. In addition, he has experience driving personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in May 2017, a board-certified ophthalmologist certified his condition would not adversely affect his ability to operate a commercial motor vehicle safely.

Traffic Accidents and Violations: Mr. May has had no tickets or accidents on record for the previous three (3) years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of Skill Performance Evaluation Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: June 1, 2017

Scott Marion, Motor Carrier Services Director, Missouri Department of Transportation.

Notice of Periodic Rule Review

The General Assembly has instituted an ongoing five- (5-) year rolling review of existing rules that will begin July 1, 2017, as set forth in section 536.175, RSMo. The following agencies will begin this process for rules promulgated within their designated Title of the *Code of State Regulations* with a sixty- (60-) day public comment period. The *Code of State Regulations* may be viewed at <http://www.sos.mo.gov/adrules/csr/csr.asp>

Titles Reviewed Beginning July 1, 2017:

- Title 11 – Department of Public Safety
- Title 12 – Department of Revenue
- Title 13 – Department of Social Services
- Title 14 – Department of Corrections

The Public Comment Process: Agencies with rules in Titles 11–14 of the *Code of State Regulations* may receive comments from the public for any rule within these titles.

- Comments must be received within sixty (60) days of July 1, 2017. (August 31, 2017)
- Comments must identify the commenter.
- Comments must identify the specific rule commented upon.
- Comments must be directly associated with a specified rule.
- Comments must be submitted to the following agency designee:

Title 11 – Department of Public Safety

Nathan Weinert, Deputy Counsel
P.O. Box 749
Jefferson City, Missouri 65102
DPS.AdminRules@dps.mo.gov

Title 12 – Department of Revenue

Amanda Knipp
PO Box 311
Truman State Office Building
Jefferson City, Missouri 65105-0311
amanda.Knipp@dor.mo.gov

Title 13 – Department of Social Services

Peggy Landwehr, Special Counsel
PO Box 1527
Broadway State Office Building
Jefferson City, Missouri 65102-1527
rulescomment@dss.mo.gov

Title 14 – Department of Corrections

Paul Heddings
PO Box 236
2729 Plaza Drive
Jefferson City, Missouri 65109
paul.heddings@doc.mo.gov

The Report: The agency will prepare a report containing the results of the review which will include: whether the rule continues to be necessary; whether the rule is obsolete; whether the rule overlaps, duplicates, or conflicts with other rules; whether a less restrictive or more narrowly tailored rule is appropriate; whether the rule needs amendment or rescission; whether incorporated by reference materials are proper; and whether rules affecting small business are still relevant. The report will also contain an appendix with the nature of the comments the department has received on the rules and the agency responses to the comments.

Report Deadline: The report must be filed with the Joint Committee on Administrative Rules by **June 30, 2018**. Any rule not included in the report may become null and void. However, there is an extensive process, including multiple opportunities to correct the deficiency, in place before nullification of the rule. Such opportunities include the ability of the agency to request an extension from the Joint Committee on Administrative Rules, as well as notification to the agency and opportunity to correct the delinquency.

Questions: If you have further questions about the process, please contact Waylene Hiles, Joint Committee on Administrative Rules, 573-751-2443 or waylene.hiles@senate.mo.gov.



Missouri Department of Health and Senior Services
P.O. Box 570, Jefferson City, MO 65102-0570 Phone: 573-751-6400 FAX: 573-751-6010
RELAY MISSOURI for Hearing and Speech Impaired 1-800-735-2956 VOICE 1-800-735-2466
Randall W. Williams, MD, FACOG
Director



Eric R. Greitens
Governor

Title 19-DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 10 - Office of the Director
Chapter 10 - Vital Records

IN ADDITION

EMERGENCY WAIVER OF FEES FOR VITAL RECORDS

WHEREAS, severe storm systems beginning on April 28, 2017, created a condition of distress and hazards to the safety and welfare of citizens in several areas throughout Missouri;

WHEREAS, Executive Order 17-12 was issued on April 28, 2017, declaring a State of Emergency in Missouri;

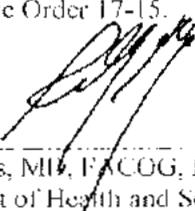
WHEREAS, Executive Order 17-15 was issued on May 8, 2017, vesting the Director of the Department of Health and Senior Services with discretion to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under its purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period;

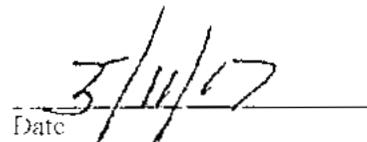
WHEREAS, many citizens of Missouri living in areas affected by the severe storms have suffered great hardship, and their ability to conduct usual activities has been impaired;

WHEREAS, Section 193.265, RSMo, requires counties to charge a fee of fifteen dollars for the issuance of a certification or copy of a birth, marriage, divorce, or fetal death record; and for the issuance of a certification or copy of a death record, a fee of thirteen dollars for the first certification or copy and a fee of ten dollars for each additional copy ordered at that time; and

WHEREAS, the Department of Health and Senior Services has determined that a waiver of Section 193.265, RSMo, allowing the county health departments to issue birth, death, marriage, divorce, or fetal death records at no cost to the affected families of the severe weather is needed to ensure that these individuals are able to obtain necessary copies of these important documents.

Having received notice that a State of Emergency has been declared under Section 44.010, RSMo, the Missouri Department of Health and Senior Services waives and suspends the Missouri vital records fees as described above pursuant to Executive Order 17-15.


Randall W. Williams, MD, FACOG, Director
Missouri Department of Health and Senior Services


Date 3/14/17

www.health.mo.gov

Healthy Missourians for Life.
The Missouri Department of Health and Senior Services will be the leader in promoting, protecting and partnering for health.

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**Title 19—DEPARTMENT OF HEALTH AND
SENIOR SERVICES**
**Division 60—Missouri Health Facilities Review
Committee**
Chapter 50—Certificate of Need Program

**NOTIFICATION OF REVIEW:
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the CON application listed below. A decision is tentatively scheduled for July 25, 2017. This application is available for public inspection at the address shown below.

Date Filed

Project Number: Project Name

City (County)

Cost, Description

06/09/2017

#5470 RT: Capetown Assisted Living
Cape Girardeau (Cape Girardeau County)
\$2,480,781, Renovate/Modernize 48-bed ALF

Any person wishing to request a public hearing for the purpose of commenting on this application must submit a written request to this effect, which must be received by July 13, 2017. All written requests and comments should be sent to—

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
PO Box 570
Jefferson City, MO 65102
For additional information contact Karla Houchins at (573) 751-6700.

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

Notice of Dissolution to All Creditors of and Claimants against Phase 1 Realty, LLC

On January 23, 2017, Phase 1 Realty, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding up for a Limited Liability Company with the Secretary of State of Missouri.

The Company requests that any and all claims against the Company be presented by letter to Tricia Palazzolo, P.O. Box 25054, Lemay, MO 63125. Each claim against the Company must include the following information: the name, the address and telephone number of the claimant; the amount of the claim; the date on which the claim arose; a brief description of the nature of the debt or the basis for the claim; and any documentation related to the claim. .

All claims against Phase 1 Realty, LLC will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE TO THE UNKNOWN CREDITORS OF SUMMIT WEALTH STRATEGIES, LLC

You are hereby notified that on May 18, 2017, Summit Wealth Strategies, LLC, a Missouri limited liability company (the "Company") with a principal office located in St. Louis County, Missouri, filed a Notice of Winding Up with the Secretary of State of Missouri.

The Company requests that all persons who have claims against the Company present them in writing to the Company by mailing them to: 16020 Swingley Ridge Road, Suite 110, Chesterfield, MO 63017, Attention: Brent Spicuzza. All claims must include the name and address of the claimant, the amount of the claim, the basis for the claim, and documentation of the claim.

NOTICE: ANY CLAIMS AGAINST THE COMPANY WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN THREE (3) YEARS AFTER THE PUBLICATION DATE OF WHICHEVER OF THE NOTICES AUTHORIZED BY STATUTE IS PUBLISHED LAST.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST**

On May 22, 2017, Finley Propane, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Christiaan D. Horton, Esq., Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF
AND CLAIMANTS AGAINST
MUCCIGROSSO CONSTRUCTION, INC.**

On May 24, 2017, MUCCIGROSSO CONSTRUCTION, INC., a Missouri corporation ("Company"), was dissolved in accordance with its bylaws.

The Company requests that all persons and organizations who have claims against it present those claims immediately by letter to Tracy R. Ring at Greensfelder, Hemker & Gale, P.C., 10 South Broadway, Suite 2000, St. Louis, Missouri 63102. All claims must include the name and address of the claimant, the amount claimed, the basis for the claim, the date(s) on which the event(s) on which the claim is based occurred, whether the claim was secured, and, if so, the collateral used as security.

NOTE: BECAUSE OF THE DISSOLUTION AND WINDING UP OF MUCCIGROSSO CONSTRUCTION, INC., ANY CLAIMS AGAINST IT WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN TWO (2) YEARS AFTER JULY 3, 2017.

Tracy R. Ring, Authorized Representative

**NOTICE OF DISSOLUTION
TO ALL CREDITORS OF
AND CLAIMANTS AGAINST
MVM THE GROVES PLACE FUND, INC.**

MVM THE GROVES PLACE FUND, INC., a Missouri corporation, filed its Articles of Dissolution by Voluntary Action with the Missouri Secretary of State on May 2, 2017. Any and all claims against MVM THE GROVES PLACE FUND, INC. may be sent to Jonathan Goldstein, Advantage Capital, 190 Carondelet Plaza, Suite 1500, St. Louis, MO 63105. Each claim should include the following information: the name, address and telephone number of the claimant; the amount of the claim; the basis of the claim and the date(s) on which the event(s) on which the claim is based occurred.

Any and all claims against MVM THE GROVES PLACE FUND, INC. will be barred unless a proceeding to enforce such claim is commenced within two (2) years after the date of this notice is published.

Notice of Winding Up to All Creditors of and Claimants Against Pitkin County Waste Systems, LLC

Pitkin County Waste Systems, LLC, a Missouri limited liability company (the "Company"), was dissolved on May 26, 2017, by filing a notice of winding up with the Missouri Secretary of State. The Company request that all persons and entities with claims against the Company present them in writing and by mail to Gregory M. Otto, Esq., Jenkins & Kling, P.C., 150 North Meramec Avenue, Suite 400, St. Louis, MO 63105. Each claim must include:

1. The name, address, and telephone number of the claimant;
2. The amount of the claim;
3. The basis of the claim;
4. The date the claim arose; and
5. Documentation of the claim.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP
TO ALL CREDITORS AND CLAIMANTS AGAINST
BITTERSWEET HOLLOW FARM, LLC**

On May 22, 2017, Bittersweet Hollow Farm, LLC filed Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

Persons with claims against the LLC must send a description of the claim (including amount, basis, and documentation) to Roberta Bayne at 6430 Woodpecker Lane, Waterloo, IL 62298. The claim will be barred unless a proceeding to enforce it is commenced within three years after publication of this notice.

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year, 41 (2016) and 42 (2017). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule				41 MoReg 1477
1 CSR 20-5.015	Personnel Advisory Board and Division of Personnel		41 MoReg 1538		
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		41 MoReg 1539		
DEPARTMENT OF AGRICULTURE					
2 CSR 30-10.010	Animal Health	42 MoReg 709	42 MoReg 712		
2 CSR 80-5.010	State Milk Board		42 MoReg 712		
2 CSR 90-1.010	Weights, Measures and Consumer Protection		42 MoReg 5	42 MoReg 733	
2 CSR 90-10.012	Weights, Measures and Consumer Protection		42 MoReg 713		
2 CSR 90-10.013	Weights, Measures and Consumer Protection		42 MoReg 713		
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2 CSR 90-60.020	Weights, Measures and Consumer Protection		42 MoReg 7	42 MoReg 733	
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2 CSR 90-60.050	Weights, Measures and Consumer Protection		42 MoReg 9	42 MoReg 734	
2 CSR 90-60.060	Weights, Measures and Consumer Protection		42 MoReg 9	42 MoReg 734	
2 CSR 90-60.070	Weights, Measures and Consumer Protection		42 MoReg 10	42 MoReg 734	
2 CSR 90-61.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.010)</i>		42 MoReg 22	42 MoReg 734	
2 CSR 90-61.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.020)</i>		42 MoReg 23	42 MoReg 734	
2 CSR 90-61.040	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.040)</i>		42 MoReg 23	42 MoReg 734	
2 CSR 90-61.050	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-3.050)</i>		42 MoReg 24	42 MoReg 735	
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2 CSR 90-62.060	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-4.060)</i>		42 MoReg 29	42 MoReg 736	
2 CSR 90-63.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-5.011)</i>				42 MoReg 57
2 CSR 90-63.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-5.020)</i>				42 MoReg 57
2 CSR 90-64.010	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-6.010)</i>				42 MoReg 57
2 CSR 90-64.020	Weights, Measures and Consumer Protection <i>(Changed from 10 CSR 30-6.020)</i>				42 MoReg 57
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3 CSR 10-7.433	Conservation Commission		N.A.	This Issue	
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3 CSR 10-7.437	Conservation Commission		N.A.	This Issue	
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3 CSR 10-10.715	Conservation Commission		42 MoReg 383	This Issue	
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3 CSR 10-12.130	Conservation Commission		42 MoReg 388	This Issue	
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4 CSR 240-4.020	Public Service Commission		42 MoReg 18R	42 MoReg 915R	
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4 CSR 265-2.030	Division of Motor Carrier and Railroad Safety <i>(Changed to 7 CSR 265-10.017)</i>		41 MoReg 1660	42 MoReg 928	
4 CSR 265-2.040	Division of Motor Carrier and Railroad Safety		41 MoReg 1661R	42 MoReg 918R	
4 CSR 265-2.050	Division of Motor Carrier and Railroad Safety <i>(Changed to 7 CSR 265-10.051)</i>		41 MoReg 1662	42 MoReg 928	
4 CSR 265-2.055	Division of Motor Carrier and Railroad Safety <i>(Changed to 7 CSR 265-10.052)</i>		41 MoReg 1662	42 MoReg 928	
4 CSR 265-2.057	Division of Motor Carrier and Railroad Safety		41 MoReg 1663R	42 MoReg 918R	
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5 CSR 20-100.280	Division of Learning Services		42 MoReg 85	42 MoReg 877	
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7 CSR 10-10.020	Missouri Highways and Transportation Commission		42 MoReg 86	42 MoReg 921	
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7 CSR 10-26.010	Missouri Highways and Transportation Commission		42 MoReg 95	42 MoReg 925	
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7 CSR 60-1.010	Traffic and Highway Safety Division		41 MoReg 1684	42 MoReg 926	
7 CSR 60-1.020	Traffic and Highway Safety Division		41 MoReg 1685	42 MoReg 926	
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7 CSR 60-2.050	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 60-2.060	Traffic and Highway Safety Division		41 MoReg 1699		
7 CSR 60-3.010	Traffic and Highway Safety Division <i>(Changed from 11 CSR 30-3.010)</i>		41 MoReg 1721	42 MoReg 928	
7 CSR 265-10.015	Motor Carrier and Railroad Safety		41 MoReg 1700	42 MoReg 928	
7 CSR 265-10.017	Motor Carrier and Railroad Safety <i>(Changed from 4 CSR 265-2.030)</i>		41 MoReg 1660	42 MoReg 928	
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7 CSR 265-10.051	Motor Carrier and Railroad Safety <i>(Changed from 4 CSR 265-2.050)</i>		41 MoReg 1662	42 MoReg 928	
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10 CSR 30-3.020	Land Survey <i>(Changed to 2 CSR 90-61.020)</i>		42 MoReg 23	42 MoReg 734	
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10 CSR 30-3.040	Land Survey <i>(Changed to 2 CSR 90-61.040)</i>		42 MoReg 23	42 MoReg 734	
10 CSR 30-3.050	Land Survey <i>(Changed to 2 CSR 90-61.050)</i>		42 MoReg 24	42 MoReg 735	
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10 CSR 30-3.070	Land Survey <i>(Changed to 2 CSR 90-61.070)</i>		42 MoReg 25	42 MoReg 735	
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10 CSR 30-4.010	Land Survey <i>(Changed to 2 CSR 90-62.010)</i>		42 MoReg 26	42 MoReg 735	
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10 CSR 30-4.030	Land Survey <i>(Changed to 2 CSR 90-62.030)</i>		42 MoReg 27	42 MoReg 735	
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10 CSR 30-4.050	Land Survey <i>(Changed to 2 CSR 90-62.050)</i>		42 MoReg 28	42 MoReg 736	
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11 CSR 45-5.183	Missouri Gaming Commission		41 MoReg 1804	42 MoReg 740	
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13 CSR 65-3.050	Missouri Medicaid Audit and Compliance		41 MoReg 1556	42 MoReg 741W	
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20 CSR 2030-16.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 31R 42 MoReg 31	42 MoReg 741R 42 MoReg 742	
20 CSR 2030-16.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 32R 42 MoReg 32	42 MoReg 742R 42 MoReg 742	
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20 CSR 2030-16.090	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 37R	42 MoReg 744R	
20 CSR 2030-16.100	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 37R	42 MoReg 744R	
20 CSR 2030-16.110	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 37R 42 MoReg 38	42 MoReg 744R 42 MoReg 744	
20 CSR 2030-17.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 38	42 MoReg 745	
20 CSR 2030-17.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 38	42 MoReg 745	
20 CSR 2030-17.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 39R	42 MoReg 745R	
20 CSR 2030-17.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 39	42 MoReg 745	
20 CSR 2030-17.050	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 40	42 MoReg 745	
20 CSR 2030-17.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 40R	42 MoReg 746R	
20 CSR 2030-17.070	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 41	42 MoReg 746	
20 CSR 2030-17.080	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 41	42 MoReg 746	
20 CSR 2030-18.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 42	42 MoReg 746	
20 CSR 2030-18.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 42	42 MoReg 746	
20 CSR 2030-18.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 42	42 MoReg 746	
20 CSR 2030-18.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 43	42 MoReg 747	
20 CSR 2030-18.050	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 43	42 MoReg 747	
20 CSR 2030-18.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 44	42 MoReg 747	
20 CSR 2030-18.070	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 45	42 MoReg 747	
20 CSR 2030-19.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		42 MoReg 46R	42 MoReg 747R	
20 CSR 2070-2.090	State Board of Chiropractic Examiners	41 MoReg 1525	42 MoReg 46	42 MoReg 748	

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20 CSR 2110-2.120	Missouri Dental Board		This Issue		
20 CSR 2197-1.040	Board of Therapeutic Massage	41 MoReg 825			
20 CSR 2200-4.020	State Board of Nursing	42 MoReg 861	42 MoReg 867		
20 CSR 2200-7.001	State Board of Nursing		42 MoReg 48	42 MoReg 748	
20 CSR 2200-7.010	State Board of Nursing <i>(Changed from 6 CSR 10-11.010)</i>		42 MoReg 21	42 MoReg 748	
20 CSR 2200-8.001	State Board of Nursing		42 MoReg 786		
20 CSR 2200-8.010	State Board of Nursing		42 MoReg 787		
20 CSR 2200-8.020	State Board of Nursing		42 MoReg 790		
20 CSR 2200-8.030	State Board of Nursing		42 MoReg 790		
20 CSR 2200-8.035	State Board of Nursing		42 MoReg 790		
20 CSR 2200-8.040	State Board of Nursing		42 MoReg 791		
20 CSR 2200-8.050	State Board of Nursing		42 MoReg 791		
20 CSR 2200-8.060	State Board of Nursing		42 MoReg 792		
20 CSR 2200-8.070	State Board of Nursing		42 MoReg 793		
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20 CSR 2200-8.100	State Board of Nursing		42 MoReg 795		
20 CSR 2200-8.110	State Board of Nursing		42 MoReg 798		
20 CSR 2200-8.120	State Board of Nursing		42 MoReg 798		
20 CSR 2200-8.130	State Board of Nursing		42 MoReg 799		
20 CSR 2200-8.180	State Board of Nursing		42 MoReg 799		
20 CSR 2220-4.010	State Board of Pharmacy	42 MoReg 710	42 MoReg 729		
20 CSR 2230-2.070	State Board of Podiatric Medicine	40 MoReg 1875	42 MoReg 800		
20 CSR 2235-1.020	State Committee of Psychologists		42 MoReg 871		
20 CSR 2270-1.021	Missouri Veterinary Medical Board		42 MoReg 95	42 MoReg 748	

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Department of Agriculture			
Animal Health			
2 CSR 30-10.010 Inspection of Meat and Poultry	42 MoReg 709	April 3, 2017	Jan. 10, 2018
Department of Higher Education			
Family Support Division			
13 CSR 40-2.030 Definitions Relating to Real and Personal Property	Aug. 1, 2017 Issue	July 1, 2017	Feb. 22, 2018
13 CSR 40-8.020 Ways of Treating Income and Assets	Aug. 1, 2017 Issue	July 1, 2017	Feb. 22, 2018
MO HealthNet Division			
13 CSR 70-15.010 Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology	Aug. 1, 2017 Issue	July 1, 2017	Feb. 22, 2018
13 CSR 70-15.110 Federal Reimbursement Allowance (FRA)	Aug. 1, 2017 Issue	July 1, 2017	Feb. 22, 2018
Department of Social Services			
Fertilizer Control Board			
6 CSR 255-1.010 General Organization	This Issue	June 3, 2017	Nov. 29, 2017
6 CSR 255-10.010 Tonnage Fee	This Issue	June 3, 2017	Nov. 29, 2017
6 CSR 255-10.020 Permit Fee	This Issue	June 3, 2017	Nov. 29, 2017
Elected Officials			
Secretary of State			
15 CSR 30-3.010 Voter Identification Affidavit (Res)	This Issue	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.020 Provisional Ballots and Envelopes for Registered Voters under Voter Identification Law	This Issue	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.030 Procedures for Registered Voters Returning to the Polling Place with Identification	This Issue	June 2, 2017	Feb. 22, 2018
15 CSR 30-3.040 Procedures for Identity Verification for Provisional Ballots for Registered Voters under Voter Identification Law, Counting Approved Ballots, and Recordkeeping	This Issue	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.050 Voter Inquiries as to Whether Provisional Ballot for Registered Voter was Counted	This Issue	June 1, 2017	Feb. 22, 2018
15 CSR 30-3.100 Procedures for Obtaining One (1) Copy of Documents Needed to Obtain Free Personal Identification for Voting .	This Issue	June 1, 2017	Feb. 22, 2018
State Auditor			
15 CSR 40-3.170 Addendum Filed with the Auditor's Office	Next Issue	June 26, 2017	Dec. 22, 2018
Department of Health and Senior Services			
Division of Regulation and Licensure			
19 CSR 30-40.309 Application and Licensure Requirements Standards for the Licensure and Relicensure of Ground Ambulance Services	42 MoReg 709	March 26, 2017	Jan. 3, 2018
Department of Insurance, Financial Institutions and Professional Registration			
Acupuncturist Advisory Committee			
20 CSR 2015-1.030 Fees	42 MoReg 156	Jan. 13, 2017	July 11, 2017
State Board of Nursing			
20 CSR 2200-4.020 Requirements for Licensure	42 MoReg 861	May 9, 2017	Feb. 15, 2018
State Board of Pharmacy			
20 CSR 2220-4.010 General Fees	42 MoReg 710	April 21, 2017	Dec. 1, 2017

Executive Orders	Subject Matter	Filed Date	Publication
<u>2017</u>			
17-16	Temporarily grants the Director of the Missouri Department of Revenue discretionary authority to adjust certain rules and regulations.	May 11, 2017	42 MoReg 909
17-15	Temporarily grants the Director of the Missouri Department of Health and Senior Services discretionary authority to adjust certain rules and regulations.	May 8, 2017	42 MoReg 907
17-14	Temporarily grants the Director of the Missouri Department of Natural Resources discretionary authority to adjust certain environmental rules and regulations.	May 4, 2017	42 MoReg 905
17-13	Activates the state militia in response to severe weather that began on April 28, 2017.	April 30, 2017	42 MoReg 865
17-12	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather beginning on April 28, 2017.	April 28, 2017	42 MoReg 863
17-11	Establishes the Boards and Commissions Task Force to recommend comprehensive executive and legislative reform proposals to the governor by October 31, 2017.	April 11, 2017	42 MoReg 779
17-10	Designates members of the governor's staff to have supervisory authority over departments, division, and agencies of state government.	April 7, 2017	42 MoReg 777
17-09	Establishes parental leave for state employees of the executive branch of Missouri state government and encourages other state officials to adopt comparable policies.	March 13, 2017	42 MoReg 429
17-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to severe weather that began on March 6.	March 7, 2017	42 MoReg 427
17-07	Establishes the Governor's Committee for Simple, Fair, and Low Taxes to recommend proposed reforms to the governor by June 30, 2017.	January 25, 2017	42 MoReg 315
17-06	Orders that the Missouri State Emergency Operations Plan be activated. Further orders state agencies to provide assistance to the maximum extent practicable and directs the Adjutant General to call into service such portions of the organized militia as he deems necessary.	January 12, 2017	42 MoReg 267
17-05	Activates the Missouri State Emergency Operation Center due to severe weather expected to begin on Jan. 12, 2017.	January 11, 2017	42 MoReg 266
17-04	Establishes the position of Chief Operating Officer to report directly to the governor and serve as a member of the governor's executive team.	January 11, 2017	42 MoReg 264
17-03	Orders every state agency to immediately suspend all rulemaking until Feb. 28, 2017, and to complete a review of every regulation under its jurisdiction within the <i>Code of State Regulations</i> by May 31, 2018.	January 10, 2017	42 MoReg 261
17-02	Orders state employees of the executive branch of Missouri state government to follow a specified code of conduct regarding ethics during the Greitens administration.	January 9, 2017	42 MoReg 258
17-01	Rescinds Executive Orders 07-10, 88-26, 98-15, and 05-40 regarding the Governor's Advisory Council on Physical Fitness and Health and the Missouri State Park Advisory Board.	January 6, 2017	42 MoReg 257
<u>2016</u>			
16-10	Reauthorizes the Governor's Committee to End Chronic Homelessness until December 31, 2020.	December 30, 2016	42 MoReg 159
16-09	Advises that state offices in Cole County will be closed on Monday January 9, 2017.	December 23, 2016	42 MoReg 158
16-08	Advises that state offices will be closed on Friday, November 25, 2016.	October 24, 2016	41 MoReg 1659
16-07	Declares that a State of Emergency exists in the State of Missouri and directs that the Missouri State Emergency Operations Plan be activated as a result of storms that began on May 25, 2016. This order shall terminate on June 26, 2016, unless extended.	May 27, 2016	41 MoReg 830
16-06	Declares that the next Missouri Poet Laureate will be named in June 2016 and directs that a Missouri Poet Laureate be named biennially to serve for two years at the pleasure of the governor. The order also includes qualifications and responsibilities for the post. Additionally the Missouri Poet Laureate Advisory Committee is hereby established.	May 27, 2016	41 MoReg 828

Executive Orders	Subject Matter	Filed Date	Publication
16-05	Directs the Department of Public Safety, with guidance from the Missouri Veteran's Commission and the Adjutant General of the State of Missouri, to coordinate events with the World War I Centennial Commission that recognize and remember efforts and sacrifices of all Americans during World War I.	May 27, 2016	41 MoReg 826
16-04	Orders all departments, agencies and boards, and commissions, in the Executive Branch subject to the authority of the governor to take all necessary action to amend initial employment applications by removing questions related to an individual's criminal history unless a criminal history would render an applicant ineligible for the position.	April 11, 2016	41 MoReg 658
16-03	Extends Executive Orders 15-10, 15-11, and 16-02 until February 22, 2016, due to severe weather that began on December 22, 2015.	Jan. 22, 2016	41 MoReg 299
16-02	Gives the director of the Department of Natural Resources the authority to temporarily suspend regulations in the aftermath of severe weather that began on December 22, 2015.	Jan. 6, 2016	41 MoReg 235
16-01	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies.	Jan. 4, 2016	41 MoReg 153

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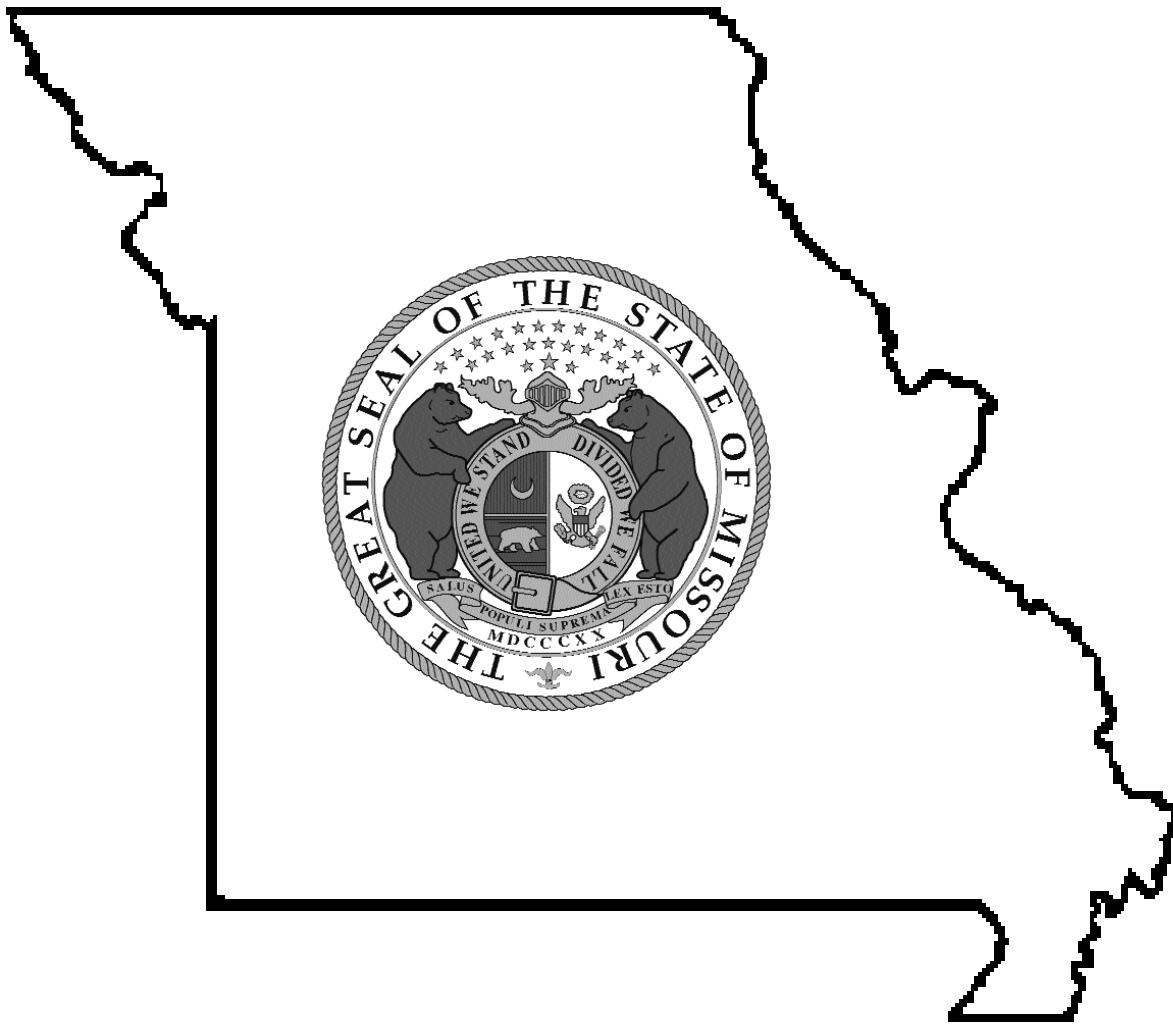
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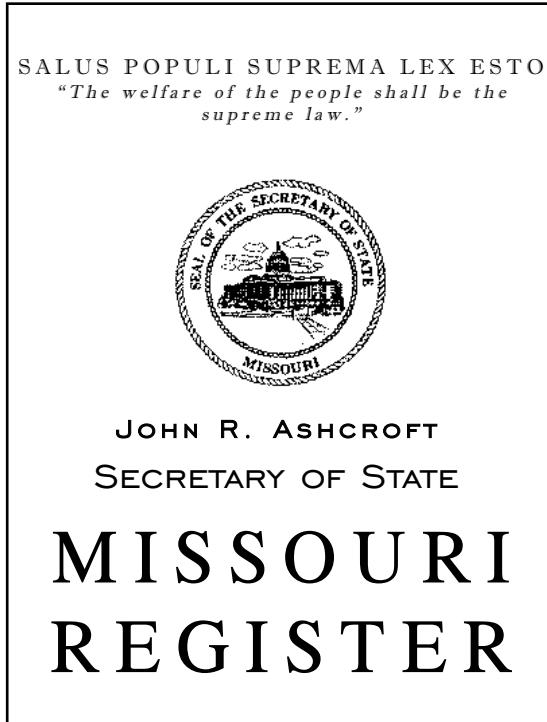


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